

T H B

R E P O R T

OF THE

STATE of the Offices

c7

OF THE

Deficient Masters of the *High Court*
of *CHANCERY*,

MADE TO

The Right Honourable the Lord Viscount
TOWNSHEND, One of his Majesty's
Principal Secretaries of State.

By *NICHOLAS PAXTON*.

Publisb'd by his Lordship's ORDER.



L O N D O N,

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To the Right Honourable

T H E

Lord Viscount *TOWNSHEND*,
One of his Majesty's Principal Secretaries of
S T A T E.

May it please your Lordship,



AVING by Order of the Committee of his Majesty's most Honourable Privy Council signify'd to me by your Lordship, Attended his Majesty's Attorney and Solicitor-General for Directions how to proceed towards obtaining Satisfaction for the Suitors of the Court of *Chancery* from the Masters of the said Court, who should appear to be deficient in their Accompts; I beg leave to lay before your Lordship a State of the Several Offices of the said Deficient Masters, and of the Offices of *Fleetwood Dormer* and *John Borrett*, Esqrs; Deceas'd, late Masters of the said Court, and of the Proceedings relating to the same since my last Report to your Lordship of the 4th. of *February*, 1724, and also a State of the Office of *Richard Godfrey*, Esq; (another Master of the said Court) who was afterwards found to be likewise greatly deficient, and indebted to the Suitors.

Upon the Inspection of the Accounts of the several Masters of the High Court of *Chancery* by the Judges and others appointed for that purpose by the Lords Committee of his Majesty's most Honourable Privy Council, it appeared, that the following Masters were Deficient upon the Ballance of their Accounts in the Several Sums hereafter mentioned, *viz.*

| | <i>l.</i> | <i>s.</i> | <i>d.</i> |
|---------------------------|-----------|-----------|------------------|
| Mr. <i>John Bennet</i> | 14763 | 00 | 00 |
| Mr. <i>Conway</i> , about | 13000 | 00 | 00 |
| Mr. <i>Kinafton</i> | 26908 | 11 | 03 $\frac{1}{4}$ |
| Mr. <i>Thomas Bennet</i> | 9075 | 00 | 00 |

Mr. JOHN BENNET, to secure the Suitors, did by Order of Court enter into a Recognizance in the Penalty of 29527*l.* for the payment of his said Deficiency, and soon after Deposited in the Bank 2200*l.* which reduced his Ballance to 12,563*l.* 18*s.* 3*d.* $\frac{1}{4}$. and, as a farther Security for the same, did convey and assign Divers Freehold and Leasehold Estates in *London*, *Middlesex* and *Kent*, and some Mortgages and Judgments to Mr. *Holford*, for the Benefit of the Suitors, which were Advertised in the *Gazette* to be Sold, but before the same could be disposed of, Application was made to the Court to have the Sum of 11,000*l.* in Mr. *Bennet's* hands in a Cause *ex parte Meyer*, placed out upon Security.

Mr.

Mr. *Bennet* upon that Occasion Offered to give Security for the same by a Mortgage of his several Estates assigned to the Court, and of other Estates which were Subject to former Incumbrances, and by an Assignment to the Parties of his said Recognizance as a Collateral Security; and thereupon, according to the Forms of the Court in like Cases used, at the desire of Mr. *Bennet*, and by consent of the Solicitors in the said Cause, it was on the 21st of *December* last, Ordered, that all Parties should Attend Mr. *Holford*, who was to look into the Security proposed by Mr. *Bennet* that Afternoon, and to make his Report therein the next Morning. Mr. *Holford* Accordingly reported on the 22^d of *December*, that he had been attended by Mr. *Bennet* and my self, and also by Mr. *Clive* and Mr. *Rowlandson*, Solicitors for the Parties Interested in the said 11000*l.* and had looked into the Security proposed for the same, which consists of Several Estates and Securities mentioned in the Schedule Annex to his Report, the value whereof appears thereby to be 16761*l.* 10*s.* 7*d.* $\frac{1}{2}$. and of his said Recognizance entered into to the Court for the Payment of 14763*l.* which he was willing should stand as a further Security for the said Money, and none of the Parties concerned making any Objection thereto, Mr. *Holford* Conceived it might be a good and Sufficient Security for the said Sum of 11000*l.* Mr. *Bennet* did Accordingly Mortgage the said Estates, as a Security to the said Parties for the said 11000*l.* and his Lordship the Lord High Chancellor did Order that the said Recognizance for the Payment of 14763*l.* should stand as a Collateral Security for the said 11000*l.* placed out on a Mortgage of the said Mr. *Bennet*'s Estates by him as aforesaid. And it having been by Order of the Court Advertized in the *Gazette*, and other Publick News-Papers, for all Suitors that had any Claim or Demand upon the said Mr. *Bennet*'s Office, to come before Mr. *Holford* to make out the same before the End of last *Michaelmas*-Term; and none having Claimed more than what Mr. *Bennet* hath Charged himself with in his Accompts delivered in by him, which were afterwards Printed; and it Appearing by another Report of Mr. *Holford*'s of the 16th. of *December* last and by the Certificate of the Bank of the same Date, that the said Mr. *Bennet* had paid into the Bank the Residue of the Ballance of Cash belonging to the Suitors, His Lordship did further Order, that the Moneys, Stocks, Effects, and Securities which were in the said Mr. *Bennet*'s Hands as Settled by Mr. *Holford*'s said Report, should be Enter'd Cause wise in Mr. *Bennet*'s Books at the Bank and Report-Office.

Mr. *Bennet* hath accordingly Entered the Moneys and other Effects of the Suitors Cause-wise at the Bank and Report-Office, pursuant to the General Orders of Court for that purpose; and Appears to have fully answered his Deficiency to the Suitors of the Court.

Mr. *CONWAY*'s Deficiency upon the Examination of his Accompts, (after the Payment of 3000*l.* by him into the Bank) Appeared to be 10,039*l.* 4*s.* 4*d.* $\frac{1}{2}$. and having afterwards sold 3500*l.* South Sea Stock in the Cause between the Lord and Lady *Faulconberg*, which was 831*l.* 10*s.* 9*d.* more than he had paid off Pursuant to the Orders in that Cause, and having likewise Sold 2000*l.* South Sea Annuity Stock belonging to the Suitors, his Deficiency was encreased to above 12870*l.* Mr. *Conway* was Ordered by the late Lords Commissioners to pay the said Sums of 10039*l.* 4*s.* 4*d.* $\frac{1}{2}$ and 831*l.* 10*s.* 9*d.* into the Bank, and to replace the Said South Sea Annuities Stock. But not Complying therewith, and Prevaricating with the Court, he was Committed to the Fleet, but was at Liberty from time to time to make Proposals for Answering his Deficiency.

The 5th of *April*, 1725, Mr. *Conway* Apply'd to the Court by Petition, Setting forth that he was ready to Invest an Estate of 500*l.* per Annum in *Flintshire* in the said Master of the Court, to be sold to satisfy the Suitors Demands; and being Tenant in Tail thereof, his Wife and Son were ready to joyn in
a Fine

a Fine and Recovery to Dock the same, and prayed that he might be Discharged from his Confinement, that he might procure Purchasers and forward the Sale of his Estate for the Immediate Satisfaction of the Suitors: Whereupon the Lords Commissioners Ordered, that upon Executing a Conveyance of his said Estate, and acknowledging a *Precipe*, and Concord, and Warrant of Attorney for Levying a Fine, and Suffering a Common Recovery, Mr. *Conway* should be at Liberty to apply to the Court for further Order.

The said Estate, upon Inquiry, was found to be of the Yearly Value of 480 *l.* Subject to an Annuity of 60 *l.* for the Life of Mr. *Conway's* Mother.

The 12th and 13th of *April*, Mr. *Conway*, his Wife and Son joined in proper Conveyances of the said Estate.

And after that, an Order was made for Appointing a Receiver of the said Estates, which by Order of Court, were Advertiz'd in the *Gazette* and other Publick News-Papers to be Sold before Mr. *Holford*; and Mr. *Brereton* having bid 13800 *l.* for the same, was Reported the best Bidder, which Report was Confirmed, and an Order was made, that the Master shou'd Convey the said Estates to Mr. *Brereton*, upon his Paying the said 13800 *l.* for the same.

The Court was afterwards moved by Mr. Attorney and Mr. Solicitor-General, that Mr. *Brereton* might be oblig'd to make a Deposit of 3000 *l.* And that a Day might be fixed for his Compleating his Purchase: And Mr. *Brereton* at the same time moving to be discharg'd from his Bidding, the Court thought fit to discharge him from the same; and the said Estate is now again by another Order of Court Advertiz'd to be sold before the said Mr. *Holford*.

That Mr. *Conway's* Deficiency might fully appear, Advertisements have by Order of the Court been published in the *Gazette*, and other Publick Papers, and put up in the Publick Offices of the Court of *Chancery*, for all Suitors that have any Claim or demand upon his Office, to make out the same before Mr. *Holford*: And he hath been charged with several large Sums not Comprized in his Accounts formerly delivered in, and Printed; which being Added to his Deficiency, increased the same to 20553 *l.* 4 *s.* 3 *d.* 4.

And by the like Order Interrogatories have been Exhibited against Mr. *Conway* for a Discovery of all his Real and Personal Estates, and of the whole Amount of his Deficiency to the Suitors; to which he hath put in an Answer, which now stands Referred to Mr. *Holford* for Insufficiency.

But at present the Deficiency in Mr. *Conway's* Office, over and above the Value of his Estate, and other Effects to Answer the same, appears by Mr. *Holford's* Report, (a Copy whereof is hereunto Annex'd) to be 5809 *l.* 14 *s.* 9 *d.* 4.

Mr. *KINASTON's* Deficiency is 26908 *l.* 11 *s.* 3 *d.* 4. To secure the Suitors of the Court, Mr. *Kinaston* entred into a Recognizance in the Penalty of 53917 *l.* for Payment of his said Deficiency, and did assign to Mr. *Holford* a Debt due to him from Mr. *Delabay*, which he then Computed to be 20850 *l.* for the Benefit of the Suitors; and did likewise Convey to Mr. *Holford* all his Real Estate of about 470 *l.* *per Annum* which he is only Intituled to for Life; And also his Personal Estate, for discovery whereof he was Examined upon Interrogatories.

Mr. *Kinaston* having made an Affidavit that the Sum of 6000 *l.* part of the Moneys belonging to the Suitors of the Court, was detained by Mr. *Rogers* (his Predecessor) upon Transferring the Moneys and Effects of the Suitors of the Court to him; and that 1575 *l.* other part of the said Suitors Money was

paid by him to Mr. *Peter Cottingham* upon his Admission into his Office ; I Petitioned the Court, that Mr. *Rogers* and Mr. *Cottingham* might be obliged forthwith to pay the said Sums for the Benefit of the Suitors. Upon hearing the said Petition, the Right Honourable the Earl of *Macclesfield* was present, and then paid into Court the 1575 *l.* mention'd to be paid to Mr. *Cottingham*, which his Lordship was willing should be applyed for the Benefit of the Suitors ; and the same was for that purpose then order'd to be forthwith invested in the Purchase of South Sea Annuities, which was done accordingly. Mr. *Rogers* attended, and was order'd to be Strictly Examined upon Interrogatories, whether all the Moneys, Securities and Effects belonging to the Suitors, were by him delivered over to Mr. *Kinaston*, and whether he retained any, and what part thereof ?

Interrogatories were accordingly Exhibited, and Mr. *Rogers* was several times called upon for an Answer thereto ; but having applied to the Court to have the Proceedings upon the said Interrogatories stay'd ; It was order'd, that upon his paying into Court the said 6000 *l.* Subject to the further Order of Court, all Proceedings should be stay'd. Mr. *Rogers* thereupon paid the said 6000 *l.* to the Usher of the Court, and the same was by Order laid out by him in the Purchase of South Sea Annuities.

Mr. *Kinaston* having entrusted Effects to a great Value in the hands of Mr. *Delabay*, (who dy'd Intestate) by means whereof he represents his Deficiency to have arisen, Filed a Bill against Mrs. *Delabay* his Widow and Administratrix and the other Creditors of the said *Delabay* Filed their Cross-Bill against Mr. *Kinaston* and the said Administratrix ; and the said Causes coming on to be heard on the 18th of June last, Mr. *Kinaston* obtain'd a Decree against the said Administratrix for an Account : And that there might not be the least delay, an Order was made for proceeding *de die in diem* before the Master upon the said Account ; and the same was accordingly carried on with the utmost Expedition : And after several Charges and Discharges, and the Examination of the Parties upon Interrogatories, Mr. *Holford* (to whom the Cause was referred) Reported due to Mr. *Kinaston* from Mr. *Delabay* the Sum of 25214 *l.* 11 *s.* 8 *d.* $\frac{1}{4}$. to which Report Exceptions were taken : But the same were over-ruled, and the said Report was on the 12th of January absolutely confirm'd, and the Decree and Report are Signed and Enroll'd.

The Debts proved by the Creditors of Mr. *Delabay*, pursuant to an Advertisement in the *Gazette*, besides Mr. *Kinaston's*, are as follow, viz.

| | <i>l.</i> | <i>s.</i> | <i>d.</i> |
|--|-----------|-----------|-----------|
| By Mortgage on part of Mr. <i>Delabay's</i> Estate | 650 | 00 | 0 |
| Due upon Bonds | 2676 | 18 | 4 |
| Upon Simple Contracts | 1433 | 02 | 0 |

There is likewise another Claim of 1713 *l.* 15 *s.* 6 *d.* by Mr. *Martin* upon an Old Accompt stated, but he has not yet produced any stated Accompt to found his Demand upon : And as there were large Transactions between him and *Delabay*, I Exhibited Interrogatories before the Master to Examine him touching the same, to which he hath not yet put in his Examination : So that his Demand cannot yet be brought to Account.

Mr *Delabay's* Stock and Effects (according to the present Price of Stocks) are computed at 21582 *l.* 17 *s.* 2 *d.* and his Real Estates, which were Advertized to be Sold, are valued at 1875 *l.* making together 23457 *l.* 17 *s.* 2 *d.* And there is Computed due to the said *Delabay's* Estate from several Persons upon Accounts not yet settled, about 2 or 3000 *l.* so that upon the finishing of that Affair, which will be very soon, as no Person hath charged Mr *Kinaston* with more than what he hath Charged himself with in his Accounts delivered in and Printed, I do not apprehend there will be any Deficiency in the said Mr *Kinaston's* Office, as appears by the following Calculation.

Mr

| | <i>l.</i> | <i>s.</i> | <i>d.</i> |
|--|-----------|-----------|-----------|
| Mr <i>Kinaſton</i> 's Debt to the Suitors is | 26908 | 11 | 3 |
| Paid into Court by the Earl of <i>Macclesfield</i> and Mr. <i>Rogers</i> | 7575 | | |
| Mr <i>Delabay</i> 's Eſtate will immediately Anſwer to Mr. <i>Kinaſton</i> . | 18000 | | |
| One Year's Rent ſince Mr <i>Kinaſton</i> 's Assignment of his Eſtate. | 400 | | |
| The Timber upon the ſame, of which part hath been Contracted for, and Mr <i>Kinaſton</i> is now Contracting for the reſt | 2400 | | |
| An Eſtate in <i>Effex</i> which he can Sell, worth | 500 | | |
| His Chambers in <i>Lincolns Inn</i> | 300 | | |
| | 29175 | | |

Mr THOMAS BENNET'S Deficiency appeared to be 9075 00 0

To ſecure which he did, in purſuance of ſeveral Orders of Court, enter into a Recognizance in the Penalty of 18150 *l.* and did convey and aſſign his Real and Perſonal Eſtate to Mr *Holford*, in truſt to be Sold, for diſcovery whereof he was Examined upon Interrogatories ; and thereupon it further appeared, that the ſaid Mr *Bennet* was Deficient (over and above the ſaid 9075 *l.*) in the Sum of 8000 *l.* laid out by him in the Purchaſe of South Sea Annuities which he had in Conſideration of 3600 *l.* pledged to Sir HENRY BATEMAN as a Security for the Payment of 400 *l.* per Annum to the ſaid Sir Henry Bateman for his Life.

Mr *Bennet* having made an Affidavit that 7500 *l.* part of the Moneys belonging to the Suitors of the Court, was retained by Mr *Hiccocks* (his Predeceſſor) upon the Surrender of his Office to him, and was never paid over to him, and that 1575 *l.* other part of the Suitors Money was paid to Mr *Cottingham* upon his Admiſſion into his Office ; I preferred a Petition to the Court of Chancery, that the ſaid Sums might be forthwith paid by the ſaid Mr *Hiccocks* and Mr *Cottingham* for the benefit of the Suitors ; the Earl of *Macclesfield* being preſent upon the hearing of the Petition on the 23^d of February 1724, paid the Sum of 1575 *l.* into Court to be applyed for the Benefit of the Suitors, and the ſame was accordingly Ordered to be Inveſted in the Purchaſe of South Sea Annuities, which were to be transferr'd to Mr. *Holford* and Mr *Lowibond*, who were to declare the ſame to be in Truſt for the Suitors, which they did accordingly.

Mr *Hiccocks* was at the ſame time order'd to be Examined upon Interrogatories, whether all the Moneys, Securities, and other Effects, belonging to the Suitors of the Court, were delivered over by him to the ſaid Mr *Bennet*, and whether he kept any and what part thereof by him.

Interrogatories were immediately prepared and filed, and Mr *Hiccocks* was often called upon for an Anſwer thereto ; but on the 8th of May laſt he Petitioned the Court that on his paying 2000 *l.* part of the ſaid 7500 *l.* into Court within ten Days, and the Reſidue thereof within three Months, Subject to the Order of Court, all Proceedings upon the ſaid Interrogatories might be Stayed : Whereupon it was Ordered that upon Payment of 3000 *l.* into Court, and giving ſuch Security as Mr *Holford* ſhould approve of for Payment of the further Sum of 4500 *l.* alſo into Court in a Month (both Sums to be Subject to the further Order of Court) all Proceedings upon the ſaid Interrogatories ſhould be Stayed.

Mr

Mr *Hiccocks* accordingly paid the said 3000 l. into Court and the same was on the 15th of *May* ordered to be laid out by the Usher in the Purchase of South Sea Annuities, and that the Trust thereof should be declared to be Subject to the Order of Court; the same was laid out accordingly, and Mr *Hiccocks*, together with Sir *John Buckworth*, entred into a Recognizance for the Payment of 4500 l. in a Month.

On the 10th of *June* Mr *Hiccocks* paid into Court 4500 l. which was likewise on the 14th of *June* ordered to be Invested in South Sea Annuities by the Usher, and the Trust thereof declared by him to be Subject to the Order of Court, and the Recognizance entred into by Mr *Hiccocks* and Sir *John Buckworth* was ordered to be vacated and discharged.

Upon the Petition of the said Mr *Bennet*, it was upon the 30th of *July* ordered (by and with the Consent of Mr *Hiccocks*) that the South Sea Annuities purchased with the said 7500 l. and likewise the Annuity Stock purchased with the 1575 l. should be Sold, and that the Money arising thereby should be paid into the Bank, and placed to Mr. *Bennet*'s Account towards making good his Deficiency of Cash to the Suitors, and that it should be referred to Mr *Holford* to see what Deficiency remained to be made good by Mr *Bennet* to the Suitors; who thereupon on the 2^d of *September* reported, that from the Several Receipts or Certificates produced by Mr. *Bennet* from the Governor and Company of the Bank of *England*, and signed by their Casheirs for the several Sums amounting to 22037 l. 11 s. 4 d. $\frac{1}{2}$ (the Last whereof was Certified to Compleat his Payment of the Balance of Cash due to the Suitors) it appeared to him, that there did not remain any other Deficiency to be made good by the said Mr. *Bennet*, than what might be Occasioned by Pledging the said 8000 l. South Sea Annuity Stock. Mr *Bennet* immediately upon the Court being informed of the said 8000 l. South Sea Annuity Stock being pledged as aforesaid, did under his hand and Seal declare the same (after the Death of the said Sir *Henry Bateman*) to be in trust for the Suitors of the Court; and Mr *Bennet* having Conveyed and Assigned all his Freehold and Leasehold Estates of about the clear yearly Value of 400 l. the same now remain as a Security for making good the said 8000 l. South Sea Annuities: But the greatest Part of the said Estate being settled before Marriage upon Mr. *Bennet*'s Wife for her Joynture, she joynd in a Fine *Sur concessit*, and declared the Uses of the said Fine to be in trust for the Suitors, whereby she relinquished all her Right therein.

Mr. *Bennet* applied to Sir *Henry Bateman*, to discharge the said South-Sea Annuities from the Payment of the four hundred Pounds *per Annum* to him, and to accept, in Lieu thereof, a Security out of an Estate, represented to be of sufficient Value to answer the same, and had agreed with a Gentleman to grant such Security; but the same not taking Effect, and Mr. *Bennet* having made other Proposals for answering the said eight thousand Pounds South-Sea Annuities, which proved ineffectual; It was on the seventh of *February* ordered, that the said Mr. *Bennet*'s Interest in the said eight thousand Pounds South-Sea Annuity Stock, should be forthwith sold by Mr. *Holford* to the best Purchaser; and that the Money arising thereby, should be invested in the South-Sea Annuities, in the Name of the said Mr. *Bennet*, who should declare the Trust thereof, according to the general Orders of the Court for that Purpose; and that unless the said Annuities should be replaced in a Week, the said Mr. *Bennet*'s Estate, or so much thereof, as should be sufficient to make good the Deficiency of the said eight thousand Pounds Annuity Stock, should be forthwith sold for that Purpose.

Mr. Bennet purchased one thousand five hundred Pounds *South-Sea* Annuities, in Part of the said eight thousand Pounds, and declared the Trust thereof for the Suitors; and the Reversion of the said Annuities, after the Death of Sir Henry Bateman, having been, in pursuance of the said Order of the seventh of February last, advertised to be sold, the Sum of four thousand and five Pounds was bid for the same, by Mr. Alexander Bennet, and he was reported the best Purchaser, which Report was confirmed; and Mr. Bennet by Order of the Court laid out the said Sum of four thousand and five Pounds, in the Purchase of four thousand Pounds *South-Sea* Annuities, which are actually transferred to Mr. Thomas Bennet, and a Declaration of Trust made for the Benefit of the Suitors of the Court; and Mr. Bennet hath by Mortgage of his Estate made a further Purchase of two thousand five hundred Pounds *South-Sea* Annuities, of which he hath likewise declared the Trust for the Suitors; by which the said eight thousand Pounds *South-Sea* Annuities are replaced.

Advertisements were by Order of Court published in several News-Papers, for all Suitors, who had any Demands upon the said Mr. Bennet's Office, to make out the same before the End of last *Michaelmas* Term; but no Person hath claimed more, than what Mr. Bennet hath charged himself with in his Accounts, delivered in and printed: So that there does not appear to be any Deficiency in his Office.

Mr. GODFREY having in his Accounts by him delivered in, and afterwards printed, omitted to insert the Sum of one thousand Pounds, paid into his Hands as deposit Money, in a Cause of *Dutton* and *Wright*; and not complying with the Order made upon him for depositing the same in his Chest at the Bank; was upon the Application of the Parties in the said Cause, by the late Lords Commissioners of the great Seal, on the Day of May last, committed to the Fleet; he was likewise committed for not depositing in his Chest, at the Bank, nineteen *South-Sea* Bonds, for one hundred Pounds each, and other Securities in the Cause between Sir George Oxenden and Sir Henry Penrice; and now remains a Prisoner there.

That the Office might be duly executed, and that no Prejudice might happen to the Suitors by the said Commitment: It was ordered, that Mr. Lightboun should act in his Office during his Commitment, as the said Mr. Godfrey ought to have done; and Mr. Lightboun hath accordingly executed the said Office.

It afterwards appearing, that Mr. Godfrey had omitted, out of his said Accounts, divers other great Sums of Money and Securities, whereby the Suitors were likely to become great Sufferers; and the Court being informed thereof by Mr. Attorney General, it was on the 23d of June last ordered, that Mr. Godfrey should be examined upon Interrogatories, for discovery of all his real and personal Estate, and that he should convey and assign the same to the said Mr. Lightboun, in Trust for the Suitors; and that he should likewise be examined whether all the Money and Effects which were in the Hands of his Predecessor, belonging to the Suitors of the Court at the Time of surrendering his Office, were delivered over to him, the said Mr. Godfrey; and whether any, and what Part thereof was detained from him.

Interrogatories were immediately filed, and Mr. Godfrey by Lease and Release, dated the 15th and 16th of July, conveyed his Manors and Lands in *Norfolk*, of the yearly Value of 142 l. to the said Mr. Lightboun in Trust, to be sold for the Benefit of the Suitors; and did likewise assign to Mr. Lightboun, for the same Purpose, another Estate in the said County, of the yearly Value of 167 l. for his Life only, the same having been settled upon his Marriage.

On the 7th of October 1725, Mr. Godfrey put in his Examination to the Interrogatories exhibited against him, and therein swears the said Estates to be all the real Estate that he is possessed of; and that he has no other personal Estate than the Furniture of his House, which he says is not worth above 100 l. That he believes Sir Thomas Gery, his Predecessor, did pay, and deliver over to him, all the Money and Effects of the Suitors, except the Sum of 1000 l. for which he had given Sir Tho-

mas Gery a Note, which was (as Mr. Godfrey remembers) deducted out of the Ballance of the Account of Money in his Hands; and that his first Account, his Post Account, and further Post Account by him delivered in, contain a just and true Account of all the Moneys and Effects of the Suitors, except 100*l.* in a Cause between *Brereton* and *Dolben*.

It being sworn in the said Examination, in the Manner above mentioned, that Sir *Thomas Gery* had deducted, on the Surrender of his Office, the Sum of 5000*l.* of the Suitors Money, I preferred a Petition to the Lord High Chancellor, praying that he might be obliged to pay the same for the Benefit of the Suitors; which Petition coming on to be heard on the 15th of *November*, his Lordship did Order, that Sir *Thomas Gery* should be examined upon Interrogatories, touching all Moneys and Effects of the Suitors by him paid over, and delivered to Mr. *Godfrey*; and whether any, and what Sum was retained by him. Interrogatories were accordingly filed, to which Sir *Thomas Gery* put in his Examination, which now stands referred to Mr. *Lightboun* for Insufficiency.

The said Mr. *Godfrey's* Examination being evasive, it was on the 13th of *October* ordered, that it should be referred to Mr. *Lightboun* to look into the same; and I was by the said Order at Liberty to exhibit further Interrogatories tending to a Discovery of the said Mr. *Godfrey's* Deficiency, and the Causes thereof: And it was further ordered, that Advertisements should be forthwith published in the *Gazette* and other News-Papers, and also hung up in the publick Offices of the Court of Chancery, requiring all Suitors, that have any Claim or Demand upon Mr. *Godfrey's* Office, forthwith to make out and prove the same before Mr. *Lightboun*.

Further Interrogatories were accordingly exhibited, and Mr. *Godfrey* in his Examination thereto swears, that the total Amount of his Deficiency to the Suitors, in Money, Bonds, Stocks, Annuities, or other Effects, is 23958*l.* 3*s.* 10*d.* $\frac{1}{2}$: He likewise by his said Examination mentions two *South-Sea* Bonds of 100*l.* each, to be then in his Hands, belonging to two Causes; and he therein swears the Cause of his Deficiency to be by the great Loss he had by one *Claudius Guide*, amounting to 11772*l.* 2*s.* 11*d.* and by the fall of the *South-Sea* and *African* Stocks, in the Year 1720.

The said two *South-Sea* Bonds have since been delivered into the Bank.

Mr. *Godfrey's* Estate was ordered to be sold, and the Money arising thereby to be applied towards making up his Deficiency; for which purpose the same hath been often advertised in the publick Papers; and there hath been bid for the unsettled Estate, the Sum of 2700*l.*

Pursuant to the said Order of the 13th of *October*, Advertisements were frequently published in the publick News-Papers, and hung up in the publick Offices belonging to the Court, for all Suitors to make out their Claims upon Mr. *Godfrey's* Office before Mr. *Lightboun*, who was accordingly attended by the said Suitors or their Agents; and the said Master hath thereupon made his Report, by which it appears, the Deficiency in Mr. *Godfrey's* Office, over and above his Effects to answer the same, is 21100*l.*

THE Deficiency in the Office of Mr. *BORRETT* (late one of the Masters of the Court of Chancery) by Mr. *Thurston's* Report, appears to be 23592:9:3 $\frac{1}{2}$.

Mr. *Meller* (the said Mr. *Borrett's* Predecessor) in a Petition preferred by him to the Lord-High-Chancellor set forth, that he computed, there remained in his Hands for Interest of Money of the Suitors, which had been paid by him to the said Mr. *Borrett*, the Sum of 632*l.* 8*s.* 9*d.* which he was ready to pay to me (as Administrator of the said Mr. *Borrett*) or as the Court should direct; upon which Petition his Lordship was pleased to order, that the Petitioner should forthwith pay the said 632*l.* 8*s.* 9*d.* to me for the Benefit of the Suitors, without Prejudice to any further Demands; but declining to receive the said Sum, till I had applied to the Court to have Mr. *Meller* examined, the same still remains in Mr. *Meller's* Hands.

I then

I then preferred a Petition to the Lord-Chancellor, setting forth, that it appear'd by Mr. *Meller's* Account, that great Part of the Suitors Money was not paid over to Mr. *Borrett* till some time after Mr. *Meller's* surrender of his Office, and that it likewise appeared by Mr. *Meller's* Petition, that the Account between him and Mr. *Borrett* was never settled and adjusted; and as Mr. *Borrett* died insolvent and indebted to the Suitors of the Court in a very large Sum of Money, it was prayed by the said Petition, that the said Mr. *Meller* might be examined upon Interrogatories, touching all the Money and Effects of the Suitors, delivered over by him to the said Mr. *Borrett*, or by him retained at the time of surrendering his said Office; and whether any, and what other Sum besides the said 632 l. 8 s. 9 d. remained in his Hands unaccounted for to the Suitors; upon which my Lord Chancellor was pleased to order, that Mr. *Meller* should be examined upon Interrogatories, as desired by the said Petition.

Interrogatories were accordingly exhibited, whereby Mr. *Meller* was (among other things) interrogated, whether Mr. *Borrett* gave Mr. *Meller* a Note, or other Security for 9000 l. on or before, or how soon after the Surrender of his Office to Mr. *Borrett*, and whether there was any, and what Consideration for the said Note, and in what manner the same was paid; but Mr. *Meller* demurred thereto, and to every Part of that Interrogatory, which sought any Discovery touching the said Note; and the said Demurrer coming on to be argued, my Lord Chancellor was pleased to over-rule the same in every Point, except that Part as to the Consideration of the said Note, and Mr. *Meller* was thereupon ordered to answer the said Interrogatories accordingly.

Mr. *Meller* being in *Wales*, a Commission was sent down to take his farther Examination, which is referred to Mr. *Holford* for Insufficiency. No certain Account having been taken of Mr. *Borrett's* Deficiency, and of his Effects to answer the same, it was, on the 7th of *August* last, ordered, that it should be referred to Mr. *Thurston* to state the Demands of the Suitors at the time of Mr. *Borrett's* Death, and what Effects he had liable to such Demands, and that for that Purpose it should be advertised in the Gazette for all Suitors to make out their Claims before the first Day of *Michaelmas* Term last; but all the Suitors not having then made out their said Claims, the Time was on the 23d of *October* last enlarged to the End of *Michaelmas* Term.

And Mr. *Thurston* having stated the Demands of the Suitors, and Mr. *Borrett's* Effects to answer the same, the Deficiency in Mr. *Borrett's* Office, over and above his Effects, is 23592 l. 9 s. 3 d. $\frac{1}{2}$, as appears by Mr. *Thurston's* Report (a Copy whereof is hereunto annexed.)

That the Deficiency in the Office of *Fleetwood DORMER*, Esq; (late one of the Masters of the Court of Chancery) might be ascertained, it was on the 7th of *August* last ordered, that all Suitors, who had any Demands upon that Office, should make out and prove the same before Mr. *Edwards*, on or before the first Day of last *Michaelmas* Term, and the Time was afterwards enlarged to the last Day of the said Term.

The several Suitors, or their Agents, accordingly attended, and the Deficiency in Mr. *Dormer's* Office, over and above his Effects to answer the same, is 31799 l. 15 s. 10 d. $\frac{1}{4}$, as appears by the said Mr. *Edwards's* Report, a Copy whereof is hereunto annexed.

By the said several Reports, the Deficiencies in the several Offices are as follow,

| | | |
|--------------------------------|-----------|--------------------------------|
| In Mr. <i>Conway's</i> Office | — — — — — | L. 5809 : 14 : 9 $\frac{1}{2}$ |
| In Mr. <i>Dormer's</i> Office | — — — — — | 31799 : 15 : 10 $\frac{1}{4}$ |
| In Mr. <i>Borrett's</i> Office | — — — — — | 23592 : 9 : 3 $\frac{1}{2}$ |
| In Mr. <i>Godfrey's</i> Office | — — — — — | 21100 : 0 : 0 |

Which being added together makes a general Deficiency of 82301 : 19 : 11 $\frac{1}{4}$

On the 20th of *August* last, upon the Motion of Mr. Attorney-General, my Lord Chancellor was pleased to order, that the Lords of the Treasury should be desired to procure a Sign-manual from their Excellencies the Lord's Justices, directing the 30000 *l.* Fine paid by the Earl of *Macclesfield*, to be issued to Mr. *Holford* and Mr. *Thurston*, to be applied towards making good the Losses of the Suitors, occasioned by the Deficiency of the Masters of the said Court, and that in the mean Time the same should be lent on the Land-Tax in the Names of Mr. *Holford* and Mr. *Thurston*, to be applied as aforesaid.

The same was accordingly laid out upon the Land-Tax, upon which there is due for Interest for half a Year, after the Rate of 3 per Cent. 450 *l.* The said 30450 *l.* being deducted from the said general Deficiency of 82301 *l.* 19 s. 11 d. 4, there will remain due and unsatisfied to the Suitors of the Court of Chancery, from the several Offices above-mentioned, the Sum of 51851 *l.* 19 s. 11 d. 4.

But as there have been several Claims made, which the Masters have by their Reports hereunto annexed, stated specially for the Judgment of the Court; if such Claims shou'd upon the Determination thereof be allowed, the Deficiency will be thereby increased.

All which is most humbly submitted to

Your Lordship.

NICHOLAS PAXTON.

12 March 1725.

THE CHANCERY OF THE HIGH COURT OF CHANCERY

I Do Appoint Samuel Buckley to print the
Several Reports made to me

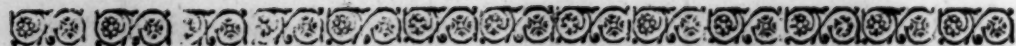
By Robert Bower, Esq; one of the Masters of the High Court
of Chancery, relating to the Debts in the Office of the said Court
made by him, one of the Masters of the said Court;

By Thomas Lightman, Esq; one of the Masters of the said Court, relating to
the Debts in the Office of the said Court, made by him, one of the
Masters of the said Court;

By John Joseph, Esq; one of the Masters of the said Court, relating to
the Debts in the Office of the said Court, made by him, one of the
Masters of the said Court;

And, By Henry Edwards, Esq; one of the said Masters, relating to
the Debts in the Office of the said Court, made by him, one of the
Masters of the said Court;

WITNESSETH
KING, C.



I Do Appoint *Samuel Buckley* to print the
several *Reports* made to me

By *Robert Holford*, Esq; one of the Masters of the High Court
of Chancery, relating to the Deficiency in the Office of *Edward
Conway*, Esq; one of the Masters of the said Court ;

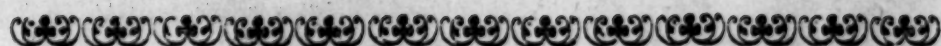
By *James Lightboun*, Esq; one of the said Masters, relating to
the Deficiency in the Office of *Richard Godfrey*, Esq; one of the
Masters of the said Court ;

By *Mark Thurston*, Esq; one of the said Masters, relating to
the Deficiency in the Office of *John Borrett*, Esq; deceas'd, late
one of the Masters of the said Court ;

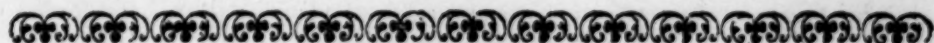
And, By *Henry Edwards*, Esq; one of the said Masters, rela-
ting to the Deficiency in the Office of *Fleetwood Dormer*, Esq;
deceas'd, late one of the Masters of the said Court.

March 15, 1725.

KING, C.



The R E P O R T made to the Right Honourable *PETER* Lord *KING*, Baron of *Ockham*, Lord High Chancellor of *Great Britain*, By *Robert Holford*, Esq; One of the Masters of the High Court of *Chancery*, relating to the Deficiency in the Office of *Edward Conway*, Esq; one of the Masters of the said Court.



The Report of the High Court
of the Admiralty, Lord High Chancellor
of Great Britain, by Robert Herbert, Esq.
One of the Masters of the High Court of
Chancery, relating to the Admiralty in the
Office of Edward Court, Esq. one of the
Masters of the said Court.

6to Martii 1725.

To the Right Honourable

T H E

Lord High Chancellor of Great Britain.

May it please your Lordship,



N pursuance of an Order dated the 4th of November last, I have in the Presence of the said Mr. Paxton, Solicitor for the Suitors in this Court in general, and also of the particular Solicitors for several of the Suitors of this Court, considered of the Matters thereby to me referred; and have taken an Account of the several Sums of Money, or Securities for Money, which have been paid into the Hands of *Edward Conway*, Esq; one of the Masters of this Court, or to his Predecessors, and paid over or assigned to the said Mr. Conway, in such Causes as are still depending in this Court, so far as it appears by an Account thereof sworn to by the said Mr. Conway, and referred to by him in his Examination put in before me upon Oath, to certain Interrogatories Exhibited by Mr. Paxton, for that and other Purposes. I have also considered of the several Claims left with me by several of the Suitors of this Court, or their Solicitors, pursuant to several Advertisements in the *Gazette*. And I have set forth in a Schedule annexed to this my Report, an Account, as it now stands, from Mr. Conway's Examination, and the several Claims laid before me: In which Schedule I have distinguish'd the Names of the said several Causes, the nature of the said several Securities, and also what ready Moneys remained in the said Mr. Conway's Hands, not placed out at Interest: The Total Sums so placed out, and the Nature of the Securities on which they are placed out, are contained in the First and Second Columns of the said Schedule; and the Sums of Money remaining in the said Mr. Conway's Hands, Unput out, are set down in the Third Column of the said Schedule, and amount in the whole to the Sum of 18826*l.* 10*s.* 6*d.* $\frac{1}{2}$. And I find, by a Certificate from the *Bank*, that all the *East India Bonds*, *South Sea Bonds*, and all the *Lottery-Orders* and *Long Annuity-Orders* charged in the said Account, have been deliver'd to them by Mr. Conway; but the *Private Bonds*, *Mortgages*, and *Judgments* mention'd in the said Account, amounting to 5503*l.* are admitted by Mr. Conway to be still in his hands. But of the Money in his hands, not put out, it appears to me by the said Schedule, and the said Mr. Conway has also acknowledg'd before me, that he has paid to the *Bank* no more than 3000*l.* which being deducted out of the said 18826*l.* 10*s.* 6*d.* $\frac{1}{2}$. the said Mr. Conway's Deficiency will then be 15826*l.* 10*s.* 6*d.* $\frac{1}{2}$. To which is to be added, the Sum of 436*l.* 13*s.* 9*d.* being the Half of a Sum of 873*l.* 3*s.* 6*d.* receiv'd as Junior Master, in the Cause *Ives* and *Blackall*, as appears by his Receipt produc'd before me, dated August 11, 1721, and is mention'd in his Examination, which makes in the whole 16263*l.* 4*s.* 3*d.* which still remains due from the said Mr. Conway to the several Suitors. And I also find, that he is to be charged by his said Account with 17820*l.* *South Sea Annuities*, of which he hath declar'd a Trust of only 15920*l.* So that there is still due 1900*l.* *South Sea Annuities*, to compleat the Sum he is to be charged with of that sort of Securities. And I also find, that he is to be charged, by his said Account, with 2300*l.* Civil List Annuity,

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nuity,

nuity, and that a Trust is declar'd only of 1100*l.* So that there is still due 1200*l.* to compleat the Sum he is to be charged with of that sort of Security. But it being now paid off by the Government, it may be added to the Cash-Account. But, as it don't appear what Interest was due thereon, I have therefore added only the Principal Sum of 1200*l.* And I also find, that the said Mr. *Conway* had in his former Accounts, in Two Causes charged himself with 2380*l.* South Sea Stock, viz. in the Cause *Barton* and *Palmes*, and *Chamberlain* and *Dry*, which should have been 860*l.* South Sea Stock, and 860*l.* South Sea Annuity, in the Cause *Barton* and *Palmes*; and 330*l.* South Sea Stock, and 330*l.* South Sea Annuity, in the Cause of *Chamberlain* and *Dry*; and hath declared a Trust only of 2185*l.* South Sea Stock, which is 195*l.* Stock less than he should have declared the Trust of, had it all been Stock. But, as it now stands, it is 995*l.* too much in Stock, and 1190*l.* too little in Annuities. And I find, that there is but 100*l.* in the 4 per Cents, that he is to be charged with in his Account, and that a Trust hath been declared of that; which are all the Securities, for ought appears to me, he is to be charged with. So that, upon the whole, the Deficiency of Mr. *Conway*, as far as it doth to me appear, is, in Money not paid into the Bank, 16263*l.* 4*s.* 3*d.* $\frac{1}{4}$; in Civil List Annuities, 1200*l.* in South Sea Annuities, as before mentioned, the Sum of 1900*l.* and in the Causes of *Barton* and *Palmes*, and *Dry* and *Chamberlain*, the further Sum of 1190*l.* in South Sea Annuities. All which make in the whole the Sum of 20553*l.* 4*s.* 3*d.* $\frac{1}{4}$. which the said Mr. *Conway* is to make good to the Suitors of the Court. To answer which, the said Mr. *Conway*'s Estate, as brought in before me, being 562*l.* 18*s.* per Annum, if valued at 25 Years Purchase, amounts to the Sum of 14070*l.* 10*s.* Out of which being deducted 540*l.* for the 60*l.* a Year Rent-Charge on the said Estate, during the Life of the said Mr. *Conway*'s Mother, being after the rate of 9 Years Purchase, there will remain the Sum of 13530*l.* 10*s.* To which being added the Sum of 217*l.* 19*s.* 6*d.* the Value of his Household-Goods, and other things in his own Possession, mentioned in his Examination; and also the Sum of 995*l.* being the Surplus of his South Sea Stock before mentioned, they make together the Sum of 14743*l.* 9*s.* 6*d.* Which falls short of the said Sum of 20553*l.* 4*s.* 3*d.* $\frac{1}{4}$. by the Sum of 5809*l.* 14*s.* 9*d.* $\frac{1}{4}$. in which is not computed the Interest become due on the 1900*l.* and 1190*l.* South Sea Annuities, and 1200*l.* Civil List Annuities, Mr. *Conway* not having ascertained the same, and which will be made good by Arrears of Rent due from his Estate. All which I humbly submit to your Lordship's Judgment.

Robert Holford.



THE SCHEDULE

To which my Report Refers.

| Names of Causes. | So. Sea Annuities | Money. | | |
|--------------------------------------|-------------------------------|--------|----|-----------------|
| | | l. | s. | d. |
| <i>Attorney General and Browne</i> | 500 | 31 | 4 | 10 ¹ |
| <i>Attorney General and E. Arran</i> | 700 | 0 | 0 | 0 |
| <i>Barton and Lockwood</i> | 600 | 0 | 0 | 0 |
| <i>Barton and Palmes</i> | — | 607 | 6 | 11 |
| <i>Ballet and Saier</i> | 600 | 33 | 0 | 5 |
| <i>Bateman and Mandeville</i> | 550 | 33 | 5 | 11 |
| <i>Cole and Andrews</i> | 2100 | 52 | 10 | 0 |
| <i>Chamberlaine and Dry</i> | — | 13 | 19 | 0 |
| <i>Deresly and Gay</i> | 200 | 5 | 10 | 0 |
| <i>Daniel and Goodwin</i> | 350 | 5 | 18 | 0 |
| <i>Davenant and E. Cardigan</i> | 3000 | 0 | 0 | 0 |
| <i>Davenant and E. Cardigan</i> | 1300 | 0 | 0 | 0 |
| <i>Glyn and Bromfield</i> | 900 | 59 | 0 | 4 ¹ |
| <i>Keen and Whitfield</i> | 600 | 0 | 0 | 0 |
| <i>Kilmorey and Crewe</i> | 500 | 2000 | 0 | 0 |
| <i>Merrick and Edwards</i> | 700 | 390 | 7 | 6 |
| <i>Moreton and Dean</i> | 600 | 117 | 8 | 10 |
| <i>Pyne and Pyne</i> | 2000 | 250 | 14 | 11 |
| <i>Roberts and Pellat</i> | 340 | 0 | 0 | 0 |
| <i>Richmond and Tayleur</i> | 1400 | 35 | 0 | 0 |
| <i>Wale and Russell</i> | 800 | 33 | 6 | 0 |
| | 17820 | 3668 | 2 | 9 |
| <i>Phipps and E. Anglesey</i> | 1000 | 198 | 4 | 3 |
| | | | | |
| | <i>Civ. List Annuity.</i> | | | |
| <i>Davenant and Cardigan</i> | 1200 | 161 | 12 | 5 |
| <i>Fauconberg and Fauconberg</i> | 600 | 0 | 0 | 0 |
| <i>Wools and Harding</i> | 500 | 410 | 2 | 4 |
| | 1300 | 571 | 14 | 9 |

Names

| Names of Causes. | Bank Annuity at 4 per Cent. | Money. |
|--|---|---------------------|
| Cranmer and Wroth | L. 100 | |
| Crispe and Kentish | Two Annuity Orders 100 l. per An. each | l. s. d. 200 0 0 |
| Emerton and Halfpenny | Lottery Orders. L. 1000 | |
| Fauconberg and Fauconberg Ex parte Lane Merryweather and Stoke | Private Securities. 4903 9 7 300 300 | 3 1 10 |
| | L. 5503 9 7 | |
| Bluck and Frogmorton Henshaw and Papilion | E. India Bonds. L. 5400 500 | 121 8 5 |
| | L. 5900 | |
| Atkins and Bridges | | 3 4 7½ |
| Abbot and Bridge | | 40 0 0 |
| Lady Adams and Sir Richard Sandys | | 2303 1 10 |
| Blake and Johnson | | 1838 12 6 |
| Blisset and Bland | | 435 16 10 |
| Cannon and Norcliff | | 339 11 11 |
| Cross and Cross | | 264 9 8 |
| Chena and Dockwira | | 500 0 0 |
| Lord Dudley and Ward | | 3282 10 4 |
| Cope and Ashborne | | 8 15 9 |
| Hubert and Skilling | | 33 4 2 |
| Harris and Heale | | 500 0 0 |
| Jones and Vaughan | | 47 8 6 |
| Lemon and Ash | | 568 18 5 |
| Piggot and Tboydy | | 170 0 0 |
| Ryal and Long | | 128 9 4 |
| Rider and Wilford | | 200 0 0 |
| Richards, alias Week and Gore | | 33 17 8 |
| Straingeways and Holdernefs | | 117 18 8 |
| Strafford and Tilly | | 92 16 0 |
| Small and Wing | | 696 7 0 |
| Willis and Waugh | | 536 0 0 |
| Watkinson and Barnardiston | | 708 9 4 |
| Westwood and Westwood | | 131 15 4 |
| Woollet and Woollet | | 160 0 0 |
| | | 13141 7 10½ |

Junior Masters Money.

| | | | | | l. | s. | d. |
|------------------------------|---|---|---|---|------|----|----|
| Gardiner and Walker | — | — | — | — | 750 | 0 | 0 |
| Rose and | — | — | — | — | 101 | 5 | 0 |
| Attorney General and Goddard | — | — | — | — | 6 | 13 | 7 |
| Willey and Martigen | — | — | — | — | 64 | 12 | 1 |
| Ives and Blackall | — | — | — | — | 436 | 13 | 9 |
| | | | | | 1359 | 4 | 5 |

These are the Two Causes mentioned in my Report, in respect of the South Sea Stock, part of Mr. Conway's Account.

Barton and Palmes 360*l.* S. Sea Stock, and 860*l.* S. Sea Annuities.
Chamberlain and Dry 330*l.* S. Sea Stock, and 330*l.* S. Sea Annuities.

R. Holford.



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There are the two Chinese mentioned in my Report, in respect of the South Sea Stock, part of Mr. Cargill's account.

THE
REPORT

Made to the RIGHT HONOURABLE

PETER Lord KING,
BARON of OCKHAM,

Lord High Chancellor of GREAT BRITAIN,

BY

JAMES LIGHTBOUN Esq;

One of the MASTERS of the HIGH COURT
of CHANCERY;

Relating to the DEFICIENCY in the Office of RICHARD
GODFREY Esq; one of the MASTERS of the said Court.

REPORT

Made to the Right Honourable

PETER Lord KING

BARON of OCKHAM

Lord High Chancellor of Great Britain

BY

JAMES LIGHTBOUN Esq.

One of the Masters of the High Court
of CHANCERY;

Relating to the Difference in the Office of Richard
Gosset Esq. one of the Masters of the said Court.

To the Right Honourable the
Lord High CHANCELLOR
 OF
GREAT BRITAIN.

May it please your Lordship,

IN Obedience to your Lordship's Order of the Thirteenth of *October* last, I have caused several Advertisements to be published in the *Gazette*, and other publick News-Papers, and also to be hung up in the publick Offices belonging to the Court of Chancery, to give Notice to all the Suitors of the Court, who had any Claim or Demand upon the Office of *Richard Godfrey Esq;* that they were, by such Order, required forthwith to make out and prove the same before me.

And I have been attended by *Mr. Paxton*, Solicitor for the Suitors of the Court in general, and also by great Numbers of the Suitors in Person, and by the respective Clerks in Court, and Solicitors for them, and other Suitors of the Court, who having left with me their separate Demands on *Mr. Godfrey's* Office, I compared them with his first Accompt, *post* and further *post* Accompts, left with one of the Deputy Registers of the Court, and since printed.

And finding that many of these Demands did not agree with such printed Accompts, and that *Mr. Godfrey* had in some Causes charged himself with more, and in others with less than the Suitors laid claim to before me, I examined into the particular Items of the Accompt in every Cause, where any Claim had been left with me, and the Vouchers on each Side: And for that Purpose, and that I might the better distinguish betwixt the appropriated and unappropriated Securities, which *Mr. Godfrey* had produced to answer the Suitors Demands, and also in order to ascertain the Interest that had been received, or become due thereon, I found it necessary to call upon the Suitors, to produce the Certificates given them by *Mr. Godfrey*, or his Predecessor, on the Receipt of the Money, Securities, and Effects, which had been brought before them, and of the placing the same at Interest, which every Sutor, or his Solicitor, ought to have required, and taken from the Master, and filed at the Report-Office, but now appears to have been too frequently neglected; and I have, as well as I am able under these Difficulties, settled the Ballance due on the Accompt betwixt *Mr. Godfrey* and the Suitors in every Cause wherein they have thought fit to lay and make out any Charge or Claim before me.

And having received your Lordship's further Order of the Twelfth of *January*, whereby I am directed forthwith to make my Report of such Demands as have been made out before me, and to state all such Cases specially, where *Mr. Godfrey* appears to have been voluntarily entrusted, either without, or contrary to the express Orders of the Court, or where any Advantage appears to have been taken by *Mr. Godfrey's* appropriating Securities, since the Tenth of *November*, 1724. and also to compute and state how far the Securities, Money, and Effects delivered over to the Bank by *Mr. Godfrey*, or otherwise secured for the Suitors Benefit, will extend to satisfy the Demands that have been made out before me:

I have, in Obedience thereto, received such Demands, wherein I had any Reason to suspect that any Advantage had been taken of *Mr. Godfrey's* Distress, or Reports procured from him since the Tenth of *November*, 1724. to appropriate particular Securities to particular Causes; which I find has been done in several Cases, and mostly in such where *Mr. Godfrey* had either wholly omitted to enter the Cause in his first Accompt of the Tenth of *November*, or had therein charged himself with much less than was in his Hands in that Cause; but afterwards, upon

the Application of the Persons interested, to put a Stop to some Complaints that had been made to the Court, and to prevent others, gave them Reports that their Money was invested in *South-Sea Bonds*, and therein, or in his *post* Accompts, inserted the Numbers and Dates of such Bonds, and in some few Instances the same Bonds appear to be applied to different Causes.

But to make the Enquiry necessary to enable me herein to state all such Cases specially for your Lordship's Judgment, would take up much longer Time than your Lordship has been pleased to allow for this Enquiry, and may hereafter be more clearly laid before your Lordship by a subsequent Report.

I have therefore proceeded by the first Schedule hereto annex'd, to lay before your Lordship an Accompt in distinct Columns of all such Demands of Cash, Government, and other publick Securities, as have been clearly made out by the respective Suitors, or their Solicitors.

The first Column whereof contains the Titles of the respective Causes, wherein Claims have been made out before me.

The second Column consists of the Money with which Mr. *Godfrey* stands charged in such Causes; and where any Objections have been made by Mr. *Paxton*, or Dispute arose betwixt the Suitors, touching the Appropriation of Securities, or Preference given by Reports signed since the Tenth of *November*, 1724. I have, in the said second Column, charged Mr. *Godfrey* with the principal Money, with which he would have stood charged, had no such Report been made; whereby the Charge upon Mr. *Godfrey* in that Column in Cash, is greatly encreased, but the Charges in Securities, in the following Column, are in Proportion lessened.

And such further Sums as your Lordship shall be pleased to allow for Principal or Interest, in the Cases which shall be herein, or by any subsequent Report stated specially for your Lordship's Judgment, must be added to the Charge in the said second Column, which renders this Report imperfect.

But I could find out no other Method, in which I could, at one View, represent to your Lordship (till these Points were determined) a State of the Demands made out on Mr. *Godfrey's* Office, by which his Deficiency might be so nearly computed.

And in the third Column is set forth an Accompt of the *South-Sea* Stock, with which I have charged Mr. *Godfrey*, and amounts in the Whole to the Sum of three thousand seven hundred seventy six Pounds, one Shilling, and eleven Pence; and it appearing that he hath more *South-Sea* Stock standing in his Name than will answer those Demands, I apprehend the Suitors have made out a Title to so much of that specifick Stock, in regard from the Nature of that Security, no other Proof can be made of a specifick Appropriation thereof.

But the Charge upon Mr. *Godfrey* of *South-Sea* Annuities, contained in the fourth Column, amounting to twelve thousand eight hundred thirty one Pounds, one Shilling, and eleven Pence, and the Annuities in his Name, to answer the same, being only eleven thousand five hundred and thirty one Pounds, thirteen Shillings, and four Pence; which is one thousand two hundred ninety nine Pounds, eight Shillings, and seven Pence less than the Suitors Demands; I have not charged those Demands as made out to Securities produced, but submit it to your Lordship's Consideration, whether the Suitors that have made out their Demands to the twelve thousand eight hundred thirty one Pounds, one Shilling, and eleven Pence, *South-Sea* Annuities, which ought to have been found in Mr. *Godfrey's* Name, are not entitled, in an Average, to the eleven thousand five hundred thirty one Pounds, thirteen Shillings, and four Pence, Annuities now remaining, and whether their respective Proportions thereof ought not to be forthwith ascertained, that the Dividends now due thereon, may be received by the Persons entitled thereto.

The fifth and sixth Columns contain an Accompt of the Claims made out to *South-Sea* and *India* Bonds, produced by Mr. *Godfrey*, and delivered over by him to the Governor and Company of the Bank of England in those Causes.

And in the seventh Column Mr. *Godfrey* stands charged with *South-Sea* Bonds; to which the Suitors have made out their Demands by Reports, dated before the Tenth of *November*, 1724. but do not extend to make out any Appropriation of any of the Bonds produced by Mr. *Godfrey* by any Numerical or other Description.

The eighth Column consists of one single Claim, made out to two thousand nine hundred Pounds, *India* Bonds, which are not produced.

And the ninth, tenth, eleventh, twelfth, thirteenth, and fourteenth Columns, contain the Suitors Claims made out to Civil List Annuities, *East-India* Stock, Bank Stock, Land-Tax Tallies and Orders, Long-Annuities, and Lottery-Orders, produced by Mr. *Godfrey*, and appropriated before the said Tenth of *November*.

And

And as a further Explanation of the Allowances made by me to the Suitors, I must acquaint your Lordship, that I have charged Mr. *Godfrey* with the Dividends and Interest on the Securities mentioned in the third, fifth, sixth, ninth, tenth, eleventh, twelfth, thirteenth, and fourteenth Columns, of the first Schedule, to such Time as the Dividends, and Interest on the Securities appropriated to such Demands, appear to have been received by Mr. *Godfrey*, before the Delivery thereof to the Governor and Company of the Bank of *England*, or the declaring the Trust thereof in the respective Company's Books, pursuant to the Orders of this Court, the Bank having received all the Interest that then remained, or hath since become due thereon: But I thought it not necessary herein to state the particular Times in each distinct Cause, and upon every single Security, in regard the same appears by the Bank Certificates filed at the Register's Office, the Declarations of Trust made by Mr. *Godfrey*, and by the Books kept at the Bank and Report-Office.

And I have also allowed such Suitors, as have made out their Claims to Securities not produced, the Dividends or Interest to which they are entitled, in respect thereof, to the next Day of Payment antecedent to the Tenth of *November*, 1724, amongst which I have included those entitled to *South-Sea* Annuities, there not being sufficient of that Security to answer all their Demands.

And all such Allowances of Interest are included in the second Column of the first Schedule, amongst the Suitors other Demands of Cash.

I have likewise, pursuant to your Lordship's Order, stated specially the Demands made out before me to two Sums of Money, which appear to have been paid into the Hands of Mr. *Godfrey*, without, or rather contrary to the Directions of the Court, given in the respective Causes wherein the same are demanded, viz.

In the Cause, *Tremayne* con' *Calmady*, I find that the Plaintiff, being entitled to a considerable real and personal Estate, and being an Infant of about eleven Years of Age, filed his Bill in this Court, against the Defendant *Calmady*, and others, for an Accompt; and that upon the hearing thereof the Nineteenth of *July*, 1711. it was (*inter alia*) ordered, that all Persons should accompt before Sir *Thomas Gery*, then one of the Masters of the Court, for what they had received out of the Plaintiff's Estate, and that they should bring before the Master what should appear to be in their Hands; and that the Master should appoint a Receiver of the Estate, who was to accompt annually, and bring the Ballance before him. And, in pursuance thereof, and of a subsequent Order, I find one Mr. *Elford* was appointed Receiver of the Plaintiff's real Estate, who accompted twice before Sir *Thomas Gery*, and brought the Ballance, appearing to be in his Hands upon such Accompts, before him; and that Sir *Thomas Gery*, upon the Surrender of his Office, delivered and paid over the Money, that had been so received by him, to Mr. *Godfrey*, to whom the Reference in that Cause was, amongst others, transferred: But I do not find that Mr. *Elford* ever accompted, or brought any Money before Mr. *Godfrey*, during the Plaintiff's Infancy. And I also find, that on the Twentieth of *June*, 1722. the Plaintiff having attain'd his Age, an Order was made by his Honour the Master of the Rolls, on the Plaintiff's Petition, directing, that the Possession of the Plaintiff's real Estates, the Deeds and Writings relating thereto, and the Money in the Hands of the Master, or any of the Defendants, should be delivered and paid to the Plaintiff; and that what should appear due thereafter upon the Accompt directed in the Cause, should be likewise paid to the Plaintiff: And I find that, in pursuance thereof, Mr. *Godfrey*, in *July* following, paid the Money in his Hands to the Plaintiff; and that the Nineteenth of *September*, 1722. Mr. *Elford* was duly served with the Order of the Twenty-second of *June*; and afterwards, in pursuance thereof, paid several Sums to the Plaintiff, which he had received out of the Estate, and that, subsequent to such Payments, Mr. *Elford* brought in his Accompts of Receipts and Payments from the Foot of the last Accompts pass'd before Sir *Thomas Gery*, in order to be discharg'd from his Receivership, that the Recognizance he had entered into with Sureties, might be vacated; and that some Disputes arising betwixt the Plaintiff and Mr. *Elford*, touching those Accompts, the Plaintiff, by Petition, suggesting that the Deeds and Writings had not been delivered to him pursuant to the Order of the Twentieth of *June*, and that unless Mr. *Elford*'s Books of Accompt, and Papers, were produced before the Master, the Plaintiff could not have a full Discovery of what Mr. *Elford* had received out of his Estate, on the Eighth of *May*, 1723. obtained another Order of the Court, directing Mr. *Elford*, upon Oath, to produce before, and leave with Mr. *Godfrey*, all his Books, and Papers of Accompts relating to the Accompts then passing before him; and also, upon Oath, to deliver to the Plaintiff, all Deeds and Writings relating to the Plaintiff's Estates, in his Custody or Power. And I also find, that on the Eleventh of the same *May*, Mr. *Elford* paid into the Hands of Mr. *Godfrey*, the

the Sum of five hundred Pounds, and took and filed Mr. *Godfrey's* Certificate of the Receipt thereof in this Cause, which Sum of five hundred Pounds Mr. *Elford* hath, on the Behalf of the Plaintiff, claim'd as a Debt upon Mr. *Godfrey's* Office; and the Clerk in Court, and Solicitor for the Plaintiff, have also attended me, and on the Behalf of the Plaintiff, disclaim'd any Interest in the five hundred Pounds, insisting the same was voluntarily paid into Mr. *Godfrey's* Hands without the Plaintiff's Privity or Consent, and contrary to the express Direction of the Order of the Twentieth of *June*, 1722. after Notice thereof.

And I also find, that, in the Cause *Humberston con' Humberston*, a Bill having been filed for an Account of the Testator *Matthew Humberston's* Estate, upon Motion to the Court before hearing, taking Notice that the Sum of twenty thousand Pounds, then out on Land-Tax Tallies, and Orders, in the Hands of the Plaintiff *Mary Humberston*, and in the Name of the Testator, would soon come in Course of Payment at the Exchequer, and lie dead, it was ordered that it should be referred to Sir *Thomas Gery*, then one of the Masters of this Court, to examine whether the twenty thousand Pounds could be transferred to the then Year's Land-Tax; and in case the same could be done, then the said Master was to see the twenty thousand Pounds laid out accordingly, or on the Malt-Tax; and out of the Interest thereof, which the Defendants the Executors were to receive, the Plaintiff was to be duly paid an Annuity of five hundred Pounds yearly, and as the same should become due to her: And I also find, that on the hearing of the Cause, the Fifth of *July* following, it was directed, that an Account should be taken by the Master of what was received by the Plaintiff, or the Executors, out of the Testator's Personal Estate; but that it should not hinder the Execution of the Order, for putting out on Security the Money arising on the Land-Tax Tallies, and Orders, to the Value of twenty thousand Pounds, whereof fifteen thousand Pounds was to be placed out in the Name of the Plaintiff, and five thousand Pounds in the Name of the Executors, subject to the further Order of the Court; and the Tallies, and Orders whereon the same were to be placed out, were to be left with Sir *Thomas Gery*: And I also find that, pursuant to the Order of the Fifteenth of *June*, 1710. and the Directions given on the hearing the Cause the Fifth of *July* following, the twenty thousand Pounds have from Time to Time been placed out on Orders and Tallies, on the Land and Malt-Tax; and that fifteen thousand Pounds of such Orders, have been taken in the Name of the Plaintiff *Mary*, and five thousand Pounds thereof in the Name of the Executors; and that such Orders and Tallies were from Time to Time deposited in the Hands of Sir *Thomas Gery*, whilst he continued one of the Masters of this Court, and since his Surrender in the Hands of Mr. *Godfrey*: And I also find, that in the Year 1722. there being a considerable Arrear of Interest due on the Orders on which the twenty thousand Pounds was then placed out, amounting to eight hundred ninety four Pounds, twelve Shillings, the Plaintiff *Mary Humberston*, and the Executors, signed a Receipt, or Receipts for such Interest to the proper Officer at his Majesty's Exchequer, and delivered the same to Mr. *Godfrey*, in whose Hands the Orders and Tallies were then lodged; by Vertue of which Receipts, Mr. *Godfrey* received from his Majesty's Exchequer the said Sum of eight hundred ninety four Pounds, twelve Shillings, and the same yet remains due to the Executors, who, by the said Orders, were directed to receive the same: And it appears that the Plaintiff and the Executors did, in like Manner, from Time to Time empower Sir *Thomas Gery*, during the Time the Tallies and Orders were deposited in his Hands, to receive the Interest that became due thereon, who paid the same over to the said Executors.

I also find that the Suitors of the Court in the Cause *Bridges con' Hanger*, are entitled to four hundred and fifty Pounds, Capital *South-Sea* Stock, and likewise to four hundred and fifty Pounds, *South-Sea* Annuities, which now remain in the Name of Mr. *Godfrey* and *John Hanger Esq;* in the Books of the *South-Sea* Company, and therefore are not taken Notice of amongst the Claims in the first Schedule, or inserted amongst the Effects produced to answer the Suitors Demands, set forth in the second Schedule.

The Solicitor in the Cause *Rudyard con' Rudyard*, hath left with me a Memorial, alleging that instead of the four hundred sixty-seven Pounds, five Shillings, Capital *South-Sea* Stock, and four hundred sixty-seven Pounds, five Shillings, *South-Sea* Annuities, which I have allowed to the Suitors in that Cause, in the first Schedule hereto annexed, as the Produce of a *South-Sea* Subscription, they do insist that they are entitled to six thousand Pounds, *South-Sea* Bonds; but in Regard that Demand stood referred to Mr. *Holford* by an Order of the Fifteenth of *March* last, made by the late Lords Commissioners of the Great Seal, the Solicitor therein hath not thought fit to proceed to make out any such Demand before me, and, as Mr. *Holford* informs me, they have not proceeded there-

in before him, any further than to exhibit Interrogatories for the Examination of Mr. Godfrey, though his Examination hath long since been put in thereto.

I must also beg Leave to acquaint your Lordship that, by Mr. Godfrey's Accompts, there appears to be some other Demands on his Office; but his Accompts having been so imperfectly kept, and no Claims thereof having been exhibited before me, notwithstanding the repeated publick Notices given for that Purpose, and Mr. Godfrey having in many Instances overcharged himself with very considerable Sums, I cannot take upon me to determine whether any Thing more be due, or to whom.

And as to Mortgages, Title-Deeds, and other private Securities transferred to Mr. Godfrey from his Predecessor Sir Thomas Gery, or since deposited in his Hands, I have not been able to examine into the Particulars thereof, being a Work will require much Time, and few Claims of that Kind have been laid before me; but wherever such Securities have been called for, they having been readily produced, and being generally in other Peoples Names, I apprehend there is no Reason to suspect that any Thing of that Kind will be found wanting; and therefore thought it would be more to your Lordship's Satisfaction, and the Suitors Service, to defer so tedious an Undertaking till I had finished this Enquiry.

And I have proceeded to examine into the Securities, Money, real Estate, and other Effects produced, or discovered by Mr. Godfrey, to answer the Suitors Demands; the Particulars whereof are set forth in the second Schedule hereto annexed, wherein I have distinguished such Securities as appear to me to be appropriated to answer the specifick Demands contained in the third, fifth, sixth, ninth, tenth, eleventh, twelfth, thirteenth, and fourteenth Columns of the first Schedule, from such Securities as were not appropriated before the Tenth of November 1724, or remain unappropriated at this Time; amongst which, I have included the eleven thousand five hundred and thirty one Pounds thirteen Shillings and four Pence South-Sea Annuities, standing in Mr. Godfrey's Name, not apprehending it to be proper for me to appropriate them in an Average without your Lordship's further Directions.

But I think it unnecessary to incumber this Report with numerical Lists, or other particular Distinctions of such appropriated Securities as bear any Mark; in Regard that will at all Times appear by comparing the first Schedule with the Bank Certificates filed at the Report-Office, or with the Books kept there, or at the Bank.

And till your Lordship has determined how far the Appropriations after the Tenth of November shall take Place, that it may be certainly known what Securities will remain unappropriated, and whilst such unappropriated Securities and Mr. Godfrey's real Estate remain unfold, I can neither with any Certainty compute how much the Effects will produce, nor how far the same will extend, to answer the Suitors Demands.

But upon casting up the Claims allowed in Cash, South-Sea Annuities, South-Sea and India Bonds, mentioned in the second, fourth, seventh and eighth Columns of the first Schedule to this Report, being the only Demands not specifically produced; and computing the Securities thereby claimed and allowed at Par, I find the whole Charge amounts to the Sum of sixty four thousand three hundred and twenty four Pounds nineteen Shillings; and from the best Estimation I am able to make of the Value of the unappropriated Securities, Estate, and Effects, mentioned in the second Schedule to answer that Demand, according to the now Price of Stocks, I apprehend the same will produce about forty three thousand two hundred Pounds; and according to that Computation Mr. Godfrey's Deficiency will amount to upwards of twenty one thousand one hundred Pounds, besides such other principal Sums as may be hereafter claimed, or shall be allowed in the two Cases herein stated specially for your Lordship's Consideration.

But in this Computation of the Value of the unappropriated Securities and Effects, I have not included the Dividends and Interest become due thereon, in Regard the same will scarce answer the Dividends and Interest to the Suitors become due on the South-Sea Annuities, India, and South-Sea Bonds, mentioned in the fourth, seventh, and eighth Columns; also on a great Part of the Cash charged on Mr. Godfrey in the second Column of that Schedule, which I apprehend may be directed to be answered to the Suitors in Securities, when their respective Cases are specially stated for your Lordship's Consideration, as by the Order of the Twelfth of January is directed.

All which I humbly submit to your Lordship's Judgment.

February 11. 1725.

J. LIGHTBOWN.

I

The

the Sum of five hundred Pounds, and took and filed Mr. *Godfrey's* Certificate of the Receipt thereof in this Cause, which Sum of five hundred Pounds Mr. *Elford* hath, on the Behalf of the Plaintiff, claim'd as a Debt upon Mr. *Godfrey's* Office; and the Clerk in Court, and Solicitor for the Plaintiff, have also attended me, and on the Behalf of the Plaintiff, disclaim'd any Interest in the five hundred Pounds, insisting the same was voluntarily paid into Mr. *Godfrey's* Hands without the Plaintiff's Privity or Consent, and contrary to the express Direction of the Order of the Twentieth of *June*, 1722. after Notice thereof.

And I also find, that, in the Cause *Humberston* con' *Humberston*, a Bill having been filed for an Account of the Testator *Matthew Humberston's* Estate, upon Motion to the Court before hearing, taking Notice that the Sum of twenty thousand Pounds, then out on Land-Tax Tallies, and Orders, in the Hands of the Plaintiff *Mary Humberston*, and in the Name of the Testator, would soon come in Course of Payment at the Exchequer, and lie dead, it was ordered that it should be referred to Sir *Thomas Gery*, then one of the Masters of this Court, to examine whether the twenty thousand Pounds could be transferred to the then Year's Land-Tax; and in case the same could be done, then the said Master was to see the twenty thousand Pounds laid out accordingly, or on the Malt-Tax; and out of the Interest thereof, which the Defendants the Executors were to receive, the Plaintiff was to be duly paid an Annuity of five hundred Pounds yearly, and as the same should become due to her: And I also find, that on the hearing of the Cause, the Fifth of *July* following, it was directed, that an Account should be taken by the Master of what was received by the Plaintiff, or the Executors, out of the Testator's Personal Estate; but that it should not hinder the Execution of the Order, for putting out on Security the Money arising on the Land-Tax Tallies, and Orders, to the Value of twenty thousand Pounds, whereof fifteen thousand Pounds was to be placed out in the Name of the Plaintiff, and five thousand Pounds in the Name of the Executors, subject to the further Order of the Court; and the Tallies, and Orders whereon the same were to be placed out, were to be left with Sir *Thomas Gery*: And I also find that, pursuant to the Order of the Fifteenth of *June*, 1710. and the Directions given on the hearing the Cause the Fifth of *July* following, the twenty thousand Pounds have from Time to Time been placed out on Orders and Tallies, on the Land and Malt-Tax; and that fifteen thousand Pounds of such Orders, have been taken in the Name of the Plaintiff *Mary*, and five thousand Pounds thereof in the Name of the Executors; and that such Orders and Tallies were from Time to Time deposited in the Hands of Sir *Thomas Gery*, whilst he continued one of the Masters of this Court, and since his Surrender in the Hands of Mr. *Godfrey*: And I also find, that in the Year 1722. there being a considerable Arrear of Interest due on the Orders on which the twenty thousand Pounds was then placed out, amounting to eight hundred ninety four Pounds, twelve Shillings, the Plaintiff *Mary Humberston*, and the Executors, signed a Receipt, or Receipts for such Interest to the proper Officer at his Majesty's Exchequer, and delivered the same to Mr. *Godfrey*, in whose Hands the Orders and Tallies were then lodged; by Vertue of which Receipts, Mr. *Godfrey* received from his Majesty's Exchequer the said Sum of eight hundred ninety four Pounds, twelve Shillings, and the same yet remains due to the Executors, who, by the said Orders, were directed to receive the same: And it appears that the Plaintiff and the Executors did, in like Manner, from Time to Time empower Sir *Thomas Gery*, during the Time the Tallies and Orders were deposited in his Hands, to receive the Interest that became due thereon, who paid the same over to the said Executors.

I also find that the Suitors of the Court in the Cause *Bridges* con' *Hanger*, are entitled to four hundred and fifty Pounds, Capital *South-Sea* Stock, and likewise to four hundred and fifty Pounds, *South-Sea* Annuities, which now remain in the Name of Mr. *Godfrey* and *John Hanger* Esq; in the Books of the *South-Sea* Company, and therefore are not taken Notice of amongst the Claims in the first Schedule, or inserted amongst the Effects produced to answer the Suitors Demands, set forth in the second Schedule.

The Solicitor in the Cause *Rudyard* con' *Rudyard*, hath left with me a Memorial, alledging that instead of the four hundred sixty-seven Pounds, five Shillings, Capital *South-Sea* Stock, and four hundred sixty-seven Pounds, five Shillings, *South-Sea* Annuities, which I have allowed to the Suitors in that Cause, in the first Schedule hereto annexed, as the Produce of a *South-Sea* Subscription, they do insist that they are entitled to six thousand Pounds, *South-Sea* Bonds; but in Regard that Demand stood referred to Mr. *Holford* by an Order of the Fifteenth of *March* last, made by the late Lords Commissioners of the Great Seal, the Solicitor therein hath not thought fit to proceed to make out any such Demand before me, and, as Mr. *Holford* informs me, they have not proceeded there-

in before him, any further than to exhibit Interrogatories for the Examination of Mr. *Godfrey*, though his Examination hath long since been put in thereto.

I must also beg Leave to acquaint your Lordship that, by Mr. *Godfrey's* Accompts, there appears to be some other Demands on his Office; but his Accompts having been so imperfectly kept, and no Claims thereof having been exhibited before me, notwithstanding the repeated publick Notices given for that Purpose, and Mr. *Godfrey* having in many Instances overcharged himself with very considerable Sums, I cannot take upon me to determine whether any Thing more be due, or to whom.

And as to Mortgages, Title-Deeds, and other private Securities transferred to Mr. *Godfrey* from his Predecessor Sir *Thomas Gery*, or since deposited in his Hands, I have not been able to examine into the Particulars thereof, being a Work will require much Time, and few Claims of that Kind have been laid before me; but wherever such Securities have been called for, they having been readily produced, and being generally in other Peoples Names, I apprehend there is no Reason to suspect that any Thing of that Kind will be found wanting; and therefore thought it would be more to your Lordship's Satisfaction, and the Suitors Service, to defer so tedious an Undertaking till I had finished this Enquiry.

And I have proceeded to examine into the Securities, Money, real Estate, and other Effects produced, or discovered by Mr. *Godfrey*, to answer the Suitors Demands; the Particulars whereof are set forth in the second Schedule hereto annexed, wherein I have distinguished such Securities as appear to me to be appropriated to answer the specifick Demands contained in the third, fifth, sixth, ninth, tenth, eleventh, twelfth, thirteenth, and fourteenth Columns of the first Schedule, from such Securities as were not appropriated before the Tenth of *November* 1724, or remain unappropriated at this Time; amongst which, I have included the eleven thousand five hundred and thirty one Pounds thirteen Shillings and four Pence *South-Sea* Annuities, standing in Mr. *Godfrey's* Name, not apprehending it to be proper for me to appropriate them in an Average without your Lordship's further Directions.

But I think it unnecessary to incumber this Report with numerical Lists, or other particular Distinctions of such appropriated Securities as bear any Mark; in Regard that will at all Times appear by comparing the first Schedule with the Bank Certificates filed at the Report-Office, or with the Books kept there, or at the Bank.

And till your Lordship has determined how far the Appropriations after the Tenth of *November* shall take Place, that it may be certainly known what Securities will remain unappropriated, and whilst such unappropriated Securities and Mr. *Godfrey's* real Estate remain unfold, I can neither with any Certainty compute how much the Effects will produce, nor how far the same will extend, to answer the Suitors Demands.

But upon casting up the Claims allowed in Cash, *South-Sea* Annuities, *South-Sea* and *India* Bonds, mentioned in the second, fourth, seventh and eighth Columns of the first Schedule to this Report, being the only Demands not specifically produced; and computing the Securities thereby claimed and allowed at *Par*, I find the whole Charge amounts to the Sum of sixty four thousand three hundred and twenty four Pounds nineteen Shillings; and from the best Estimation I am able to make of the Value of the unappropriated Securities, Estate, and Effects, mentioned in the second Schedule to answer that Demand, according to the now Price of Stocks, I apprehend the same will produce about forty three thousand two hundred Pounds; and according to that Computation Mr. *Godfrey's* Deficiency will amount to upwards of twenty one thousand one hundred Pounds, besides such other principal Sums as may be hereafter claimed, or shall be allowed in the two Cases herein stated specially for your Lordship's Consideration.

But in this Computation of the Value of the unappropriated Securities and Effects, I have not included the Dividends and Interest become due thereon, in Regard the same will scarce answer the Dividends and Interest to the Suitors become due on the *South-Sea* Annuities, *India*, and *South-Sea* Bonds, mentioned in the fourth, seventh, and eighth Columns; also on a great Part of the Cash charged on Mr. *Godfrey* in the second Column of that Schedule, which I apprehend may be directed to be answered to the Suitors in Securities, when their respective Cases are specially stated for your Lordship's Consideration, as by the Order of the Twelfth of *January* is directed.

All which I humbly submit to your Lordship's Judgment.

February 11. 1725.

J. LIGHTBOUN.
The

The First Schedule.

| The first Column. | 2d Column. | 3d Column. | 4th Column. | 5th Column. | 6th Column. |
|---------------------------------|--|--|--|--|---|
| <i>The Names of Causes.</i> | <i>Charged upon Mr. Godfrey in Cash.</i> | <i>Demands made out to South-Sea Stock, produced and appropriated.</i> | <i>To South-Sea Annuities, whereof only part produced, therefore not appropriated.</i> | <i>To South-Sea Bonds produced and appropriated.</i> | <i>To East-India Bonds produced and appropriated.</i> |
| | <i>l. s. d.</i> | <i>l. s. d.</i> | <i>l. s. d.</i> | <i>l. s. d.</i> | <i>l. s. d.</i> |
| Attorney-General con. Paulin | 502 11 9 | — | — | — | 1700 |
| Attorney-General con. Collins | 841 10 3 | — | — | — | — |
| Attorney-General con. Crane | 184 | — | — | — | — |
| Attorney-General con. Ward | 400 | — | — | — | — |
| Attorney-General con. Cranmer | 3791 13 8 | — | — | — | — |
| Attorney-General con. Nicholson | 2559 15 8 | — | — | — | — |
| Attorney-General con. Child | 601 15 4 | — | — | — | — |
| Allen con. Watts | 3697 2 9 | — | — | — | — |
| Addison con. Dawson | 132 | — | — | — | — |
| Attorney-General con. Tovey | 10 | — | 380 | — | — |
| Allen con. Bourne | 400 | — | — | — | — |
| Beaufort con. Dondonald | 157 9 9 | — | — | — | — |
| Berney con. Silvester | 335 5 2 | — | — | — | — |
| Bradley con. Bill | 100 | — | — | — | — |
| Brereton con. Dolben, & | 460 | — | — | — | — |
| Moystyn con. Roberts | — | — | — | — | — |
| Brereton con. Clark | — | 525 | 525 | — | — |
| Burton con. Pierrepont | 1130 3 3½ | — | 2600 | — | — |
| Brotherton con. Huddle | — | — | — | — | — |
| Blyth con. Hankin | — | 405 3 4 | 405 3 4 | — | — |
| Cartie con. Clarke | 99 15 | — | — | — | — |
| Certie con. Bertie | 10 10 | — | — | 100 | — |
| Deare con. Cope | 136 12 6 | — | — | — | — |
| Cibber con. Shore | 11 7 5 | 311 13 4 | 311 13 4 | — | — |
| Cornwall con. Kingsmyll | 562 15 11 | — | — | — | — |
| Charter con. Christ-Hospital | — | — | 500 | — | — |
| Caius College | — | — | — | — | — |
| Clark con. Fellowes | 80 | — | — | 4000 | — |
| Chetwynd con. Chetwynd | 36 18 4 | — | — | 1400 | — |
| Coton con. Coton | 558 0 7½ | 147 10 5 | 147 10 5 | — | — |
| De Gray con. Barker | 310 | — | — | — | — |
| Deacle con. Porter | 251 | — | — | — | — |
| Deconinck con. Ward | 1000 | — | — | — | — |
| Dutton con. Wright | 1400 | — | — | — | — |
| Edshaw con. Mose | 292 18 8 | — | — | — | 700 |
| Eyre con. Beake | 86 8 6 | — | — | — | — |
| Ex parte Franklyn | 5 15 8 | — | — | 50 | — |
| Floot con. Sapp | 83 9 2 | — | — | — | — |
| Ford con. Kennett | 315 19 1 | — | — | — | 1400 |
| Frederick con. Frederick | 30 6 | — | — | — | — |
| Gore con. Knight | 222 11 4 | — | — | — | — |
| Gray con. E. J. Comp. | 357 5 1 | — | — | 4000 | — |
| Gayer con. Gayer | 335 0 10 | — | — | 200 | — |
| Hughes con. Gopp | 127 17 3½ | — | — | — | — |
| Hooper con. Hooper | 500 | — | — | — | — |
| Herbert con. Herbert | — | — | — | — | — |
| Humberston con. Collett | — | — | — | — | — |
| Heron con. Jarman | 154 10 | — | — | 1300 | — |

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| The first Column. | 2d Column. | 3d Column. | 4th Column. | 5th Column. | 6th Column. |
|------------------------|-----------------------------------|--|---|---|--|
| The Names of Causes. | Charged upon Mr. Godfrey in Cash. | Demands made out to South-Sea Stock produced and appropriated. | To South-Sea Annuities, whereof only Part produced, therefore not appropriated. | To South-Sea Bonds produced and appropriated. | To East-India Bonds produced and appropriated. |
| | <i>l. s. d.</i> | <i>l. s. d.</i> | <i>l. s. d.</i> | <i>l. s. d.</i> | <i>l. s. d.</i> |
| att con. Gould | 263 13 4 | 142 6 6 | 142 6 6 | | |
| con. Curson | 100 | | | | 2500 |
| g con. Turner | | | 2000 | | |
| kay con. Lockay | 22 0 9 | | | 100 | |
| en con. Sowray | 3 16 9 | | | | |
| Brosse con. Tirault | 37 11 10 | 505 | 405 | | |
| rret con. Bobine | 3667 6 7½ | | | | |
| yfting con. Roberts | 1800 | | | | |
| wer con. Greenwood | 340 | | | | |
| lls con. Cornwall | | | | 3700 | |
| bourne con. Blackwell | 4 | | | 100 | |
| fely con. Hoopes | 291 16 3 | | | | |
| varez con. Craven | 1743 19 3 | | | | |
| enden con. Penrice | 2003 12 3 | | | | |
| ker con. Buller | 2605 16 1 | | | | |
| ient con. Wyatt | 60 18 | 390 | 390 | | |
| deaux con. Prideaux | 230 7 5 | | | | |
| okesby con. Porter | 28 18 10 | | | | 700 |
| lfshaw con. Greville | 32 17 2 | | | | |
| Hel con. Emerton | | 800 | 800 | | |
| dyard con. Rudyard | | 467 5 | 467 5 | | |
| le con. Rolle | 83 5 10 | | | | |
| nnier con. Bryan | 70 9 8 | 82 3 4 | 82 3 4 | | |
| ith con. Preston | 9000 | | | | |
| pp con. Stanhope | 14 5 1 | | 375 | | |
| ompson con. Cole | 686 | | | | |
| omond con. Suffolk | 48 2 0½ | | 1600 | | |
| nton con. Holden | 44 4 6 | | 1100 | | |
| arton con. D. Kingston | 2072 16 8 | | | 1000 | |
| carepoore con. Tash | 50 | | | | |
| hite <i>Ex-Parte</i> | 100 | | | | |
| heeler con. Wheeler | 15 | | 600 | | |
| | 47693 17 1 | 3776 1 11 | 12831 1 11 | 15950 | 7000 |

K

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The Second SCHEDULE: Containing an Accompt of the Securities, Money, and other Effects, produced by Mr. Godfrey, and secured to answer the Suitors Demands; wherein is included his Estate, lying in the County of Norfolk.

| | <i>l.</i> | <i>s.</i> | <i>d.</i> |
|---|-----------|-----------|-----------|
| C APITAL <i>South-Sea</i> Stock, in Mr. Godfrey's Name, appropriated to the Demands in the third Column of the first Schedule. | 3776 | 01 | 11 |
| <i>South-Sea</i> Bonds, delivered over to the Bank, and appropriated to the Demands in the fifth Column of the first Schedule. | 15950 | 00 | 00 |
| <i>East India</i> Bonds, delivered over to the Bank, and appropriated to the Demands in the sixth Column of the first Schedule. | 7000 | 00 | 00 |
| Civil List Annuities, in Mr. Godfrey's Name, and appropriated to the Demands in the ninth Column of the same Schedule. | 4920 | 00 | 00 |
| <i>East India</i> Stock, in Mr. Godfrey's Name, appropriated to the Demands in the tenth Column of the like Schedule. | 500 | 00 | 00 |
| Bank Stock, in Mr. Godfrey's Name, appropriated to the Demands in the eleventh Column of the like Schedule. | 800 | 00 | 00 |
| Land-Tax Tallies and Orders, delivered over to the Bank, appropriated to the Demand in the twelfth Column of that Schedule. | 20000 | 00 | 00 |
| Two long Annuity-Orders, of 10 <i>l.</i> per Annum each; five long Annuity-Orders together, for 90 <i>l.</i> per Annum; one long Annuity-Order for 14 <i>l.</i> per Annum; one Banker's Annuity for 6 <i>l.</i> per Annum; making together 130 <i>l.</i> delivered over to the Bank, and appropriated to the Demands in the thirteenth Column of the said first Schedule. | | | |
| One Lottery-Order, of the Year 1714. for 50 <i>l.</i> delivered over to the Bank, and appropriated to the Demands in the fourteenth Column of the said first Schedule. | 50 | 00 | 00 |

Securities, Estates, and Effects, not appropriated to any particular Demands.

| | | | |
|---|-------|----|----|
| Eleven thousand, five hundred, thirty one Pounds, thirteen Shillings, and four Pence, Capital <i>South-Sea</i> Annuities, in Mr. Godfrey's Name, not appropriated to any particular Cause, there not being sufficient of those Securities to answer all the Demands thereof, computed at <i>Par</i> , being the same Rate at which I have valued the Annuities demanded of Mr. Godfrey. | 11531 | 13 | 04 |
| Five thousand fifty eight Pounds eighteen Shillings and a Penny, Capital <i>South-Sea</i> Stock, not appropriated, at 110 <i>l.</i> per Cent. | 5602 | 01 | 05 |
| <i>South-Sea</i> Bonds, for eleven thousand six hundred and fifty Pounds, delivered to the Bank by Mr. Godfrey, not appropriated on the Tenth of November, 1724. at 10 <i>s.</i> per Cent. Discount. | 11591 | 15 | 00 |
| One <i>East India</i> Bond, for one hundred Pounds, delivered to the Bank, not appropriated, at 7 <i>s.</i> per Cent. Discount. | 99 | 13 | 00 |
| Four hundred and thirty Pounds, Capital Civil List Annuities, not appropriated, and in Course of Payment. | 430 | 00 | 00 |
| One thousand Pounds, Capital Bank Stock, not appropriated, computed at one hundred and twenty nine Pounds, amounts to | 1290 | 00 | 00 |
| One thousand Pounds, <i>African</i> Stock, at 14 <i>l.</i> per Cent. | 140 | 00 | 00 |
| The Equity of Redemption of one thousand four hundred and sixteen Pounds thirteen Shillings and four Pence, <i>South-Sea</i> Stock, in the Name of Mr. Serle, after the Payment of one thousand Pounds Principal, and about one hundred Pounds Interest, Cash paid into the Bank. | 457 | 12 | 00 |
| A Debt due from the <i>South-Sea</i> Company to Mr. Godfrey. | 7561 | 16 | 03 |
| Mr. Godfrey's Household-Goods and Plate. | 400 | 00 | 00 |
| | 100 | 00 | 00 |

Carried over

39204 11 00

Mr. Godfrey also mentions, in his Examination, a Debt of 11372 *l.* 19 *s.* due to him from one *Claudius Guide*; and also another of 300 *l.* from one Mr. Betts; both which are represented to me to be dubious Demands.

Brought

Brought over
 The Inheritance of the three Manors of *Hindringham's, Coldham-Hall, and Pernow-Hall*, the
 Quit-Rents and Fines whereof amount to,
per Annum, about
 Also of a Messuage, &c. in Possession of *Thomas Rust*, let by Lease, at *per Annum*
 Likewise a Messuage, &c. in Possession of
William Long, let at *per Annum*
 And of a Messuage, &c. in the Possession of
William Lee, at *per Annum*
 The perpetual Advowson of *Bale and Gunthorp*, worth 200 l. *per Annum*.
 All subject to a Quit-Rent of four Pounds
 eighteen Shillings and four Pence Half-
 penny, payable to Mr. Brown's Manor of
Hindringham, valued at

39204 11 00

30 00 00

60 00 00

33 00 00

19 00 00

3000 00 00

For Mr. Godfrey's Life.

A Messuage, &c. in Possession of *Bacon Higbane*, let at *per Annum*
 Also, for the same Time, *Hooker's and Parker's*
 Closets, let to Mr. *John Woodcraft*, at *per Annum*
 For the like Time, Lands called
Farm, &c. let to *William Harvey*, at *per*
Annum.
 And likewise, the like Time, in a Meadow
 called *Gandow-Dam*, let to *John Harvey*, at
per Annum.

120 00 00

25 00 00

17 00 00

5 00 00

1000 00 00

43204 11 00

J. L.



Lord High Chancellor

The REPORT made to the Right Honourable *PETER* Lord *KING*, Baron of *Ockham*, Lord High Chancellor of *Great-Britain*, by *Mark Thurston* Esq; one of the Masters of the High Court of *Chancery*, relating to the Deficiency in the Office of *John Borrett* Esq; deceas'd, late one of the Masters of the said Court.

The Report made to the Right
Honourable Peter Lord K.W.G. Baron
of Ockham, Lord High Chancellor of Great-
Britain, by Mark Thynne Esq; one of the
Masters of the High Court of Chancery, rela-
ting to the Deficiency in the Office of John
Bovyn Esq; deceased, late one of the Masters
of the said Court.

5^o Die Martii 1725.

To the Right Honourable the

Lord High-Chancellor

OF

GREAT-BRITAIN.

May it please your LORDSHIP;

IN Obedience to your Lordship's Order of the 7th day of *August*, and of a subsequent Order of the 23d of *October* last, I have been attended by several Suitors of this Court, their Agents or Solicitors, upon their Claim or Demand for Money, Securities, or other Effects paid or deliver'd into the Hands of Mr. *Borrett*, late one of the Masters of this Court; and also by Mr. *Paxton*, Solicitor on Behalf of the Suitors thereof; and I have, in the Presence of the aforefaid Parties, examin'd the Vouchers for their several Claims and Demands, and stated the same; and I do find that there remains due and unsatisfy'd to the said Suitors the several Sums particularly mention'd in each Cause, in the Schedules hereto annexed, except what contains any special Matter for your Lordship's Judgment.

The *First* Schedule is an Account of Principal Monies deposited with Mr. *Borrett*, for which no Orders of Court had been obtain'd for placing the same out at Interest; and therefore I have not thought fit to allow Interest thereon.

The *Second* is an Account of the Monies, for which the Parties crave an Allowance of Interest, from the Court's having directed the same to be placed out on some Government or other Securities, and whereof the Interest has been regularly paid them by Mr. *Borrett*; but there being no Report or Certificate of his that the Money was actually so plac'd out, I have not thought fit to compute Interest thereon, but humbly submit it to your Lordship's Consideration.

The *Third* is an Account of Monies on which the Parties likewise claim Interest, as directed by the Court to be plac'd out, and which appears by Mr. *Borrett*'s Reports to have been so; but Care not being taken that he specifi'd in such Report on what particular Security he had dispos'd thereof, it is uncertain what Rate of Interest is to be allow'd for the same; which I therefore submit to your Lordship.

In the *Fourth* is an Account of Money plac'd out on such Government or other Securities, as are particularly mention'd in the Master's Report, claim'd by the respective Suitors in each Cause, with a Computation of the Dividends and Interest due thereon from the Time

M

it

it appears they were last paid, to the 29th Day of *November* last inclusive; tho' to what Time such Interest is to be allow'd, is likewise submitted to your Lordship's Judgment.

In the *Fifth* Schedule is contain'd an Account of the Writings and Mortgages that have been claim'd on this Occasion.

I beg Leave further to represent to your Lordship some Particulars that relate to the following Causes.

Gardiner c. Walker: In this Cause there is a Demand of 1500*l.* a Moiety whereof, by a Receipt under Mr. *Borrett's* Hand, is charg'd on him; but the Order directing the Whole to be brought before the Usher and Two junior Masters, or any Two of them, to be lockt up in an Iron Chest, I conceive the Parties have not duly pursu'd the Directions of the said Order.

In the Cause *Whitbread c. Bull*, the Sum of 100*l.* claim'd in this Cause being charg'd to be the Ballance of a larger Sum brought before Mr. *Borrett*, the Parties have not thought fit to bring in an Account of the Whole that was first deposited with him, which makes it uncertain, without deducing it from such Account, whether this is the true Ballance remaining in his Hands; besides that, the Sum of 50*l.* and 34*l.* 9*s.* 6*d.* amounting together to 84*l.* 9*s.* 6*d.* have been paid out in this Cause for Costs, which reduces the same to the Sum of 154*l.* 10*s.* 6*d.*

In the Cause of *Asbburnham c. Asbburnham*, the Charge on Mr. *Borrett* is the Sum of 22645*l.* 17*s.* 9*d.* whereof there has been paid out by him the Sum of 22634*l.* 13*s.* 10*d.* which leaves a Ballance only of 11*l.* 3*s.* 11*d.* but there appears to be due to Mr. *Borrett* for Fees of his Office in this Cause, the Sum of 92*l.* 11*s.* 10*d.* whereof Forty Pounds had been paid in part by Mr. *Watson* the Solicitor, as appears by a Receipt given by Mr. *Borrett's* Clerk for the same, which reduces this Demand to 52*l.* 11*s.* 10*d.* and will bring this Cause indebted to Mr. *Borrett* in the Sum of 41*l.* 7*s.* 11*d.*

Messgritts c. Fromin: No Report has yet been produced that the 1000*l.* (Part of the 1500*l.* claim'd in this Cause) was paid into the Hands of Mr. *Borrett*; but he having regularly paid Interest for the whole to the 12th of *May* 1724, and the Order of Court directing such further Sum of One Thousand Pounds to be brought before the Master; it is submitted, whether this Sum is not to be charged on him.

In the Cause *Trevannion c. Plowden*, the Sum of 200*l.* (Part of 2000*l.* 8*s.* 10*d.* claim'd in this Cause) is charged on Mr. *Borrett*, not from his Report, but from his Note only given for that Sum to *William Plowden* Esq; on Account; but Mr. *Harrison*, who paid the said Money to Mr. *Borrett*, hath made Oath, that the same was paid into the said Master's Hands by Order of Mr. *Plowden*, towards making up a Deficiency or Loss that had happen'd by subscribing Nine Hundred Pounds (Part of the Money in this Cause) into the *South-Sea* Company, and on no other account whatsoever: But the same is submitted to your Lordship's Judgment.

Upon the whole, I find that the Total of the Money, on which I have thought fit to allow no Interest (as where no Order had been obtain'd for placing out the same) amounts to the Sum of

| l. | s. | d. |
|-------|----|------------------|
| 14338 | 03 | 04 $\frac{1}{2}$ |

The Total of the Money, for which no Interest is computed for want of Reports of its being placed out (the Consideration of which is submitted to your Lordship) amounts to the Sum of

| | | |
|------|----|----|
| 3307 | 08 | 05 |
|------|----|----|

The Total of the Money, for which no Interest could be stated, for the Reports not specifying on what particular Securities it had been placed (and was therefore submitted to your Lordship) amounts to the Sum of

| | | |
|-------|----|----|
| 13975 | 00 | 00 |
|-------|----|----|

And

And the Total of the Money, on which Dividends and Interest is computed on such Governments or other Securities as the Masters Report particularly mention'd, with the Dividends and Interest thereon from the Time of the last Payment to the 29th Day of November last inclusive (supposing Interest to be allowed to that Time) amounts to the Sum of

19436 11 31

So that the whole Debt hereby charged on Mr. Barrett (except Long Annuities, which appear to be subsisting to satisfy those Demands) amounts to the Sum of

51057 01 10 1/2

Out of which deducting the Sum of Twenty-four Thousand Six Hundred and Four Pounds Nineteen Shillings and Six-pence Half-penny, the Produce of Mr. Barrett's Effects and sperate Debts, the Particulars of which are hereunto annexed; and exclusive of the Dividends due on the several Stocks, and of what paid out in the Two Causes, *Grosvenor con't Grosvenor*, and of Lord Delaware and Boscaawen

24604 19 06 1/2

The Debt Side of this Account amounts unto

26452 03 04 1/2

All which I humbly certify, and submit to your Lordship's Judgment.

M. THURSTON.

The

The First SCHEDULE, to which my Report refers, containing an Account of Principal Moneys deposited with Mr. Borrett, and for which no Order of Court was had for placing the same out at Interest, and therefore no Interest allow'd thereon.

| | | | |
|--|--------------|-----------|------------|
| C Reagh con' Rogers | 550 | 11 | 03 |
| Bracher con' Cotton | 153 | 05 | 03 |
| Gardiner con' Walker, the Moiety of 1500 l. charged on Mr. Borrett by his Receipt, tho' directed by the Order to be lock'd up in an Iron Chest | 750 | 00 | 00 |
| Squier con' Dowell | 155 | 8 | 6 |
| Whitbread con' Ball | 15 | 10 | 6 |
| Creswell con' Longford | 593 | 17 | 6½ |
| Clare con' Mellersh | 139 | 8 | 7 |
| Gulston con' Howard | 36 | 14 | 9½ |
| Challis con' Casborne | 16 | 2 | 8½ |
| Darrington con' Starky | 647 | 7 | 4 |
| Ex parte Grosvenor | 1310 | 12 | 1 |
| Lloyd con' Williams | 42 | 2 | 3½ |
| Corpus Christi Coll. con' Dagget | 2424 | 15 | 0 |
| Cowper con' Smith | 100 | 0 | 0 |
| Moll con' Banks | 220 | 4 | 11½ |
| Gore con' Sabine | 25 | 16 | 9 |
| Essington con' Barkham | 500 | 0 | 0 |
| Barker con' Barker | 67 | 1 | 3 |
| Astor. Gen. con' Barker | 366 | 11 | 11 |
| Waskins con' Whitelock | 310 | 0 | 0 |
| Baden con' Dominum Windsor | 246 | 7 | 2 |
| Bray con' Seamaré | 69 | 5 | 9 |
| Ellis con' Guest | 34 | 15 | 5½ |
| Web con' Coward | 175 | 0 | 0 |
| Raymond con' Shelton | 300 | 0 | 0 |
| Dominus Cowper con' Mackintosh | 293 | 3 | 0 |
| Trevannion con' Plowden | 533 | 12 | 0½ |
| Jones con' Bosville | 262 | 10 | 0 |
| Browne con' Maxey | 420 | 16 | 6 |
| Littlehales con' Sayer | 37 | 19 | 7½ |
| Bennet con' Gery | 3730 | 15 | 5½ |
| Williams con' Maber | 100 | 0 | 0 |
| Hugget con' Martin | 8 | 6 | 8 |
| | 14338 | 02 | 04½ |

The Second SCHEDULE, to which my Report refers, being an Account of the Money for which there were no Reports of its being plac'd out on any Security, and therefore no Interest computed thereon.

| | <i>l.</i> | <i>s.</i> | <i>d.</i> |
|--------------------------------|-----------|-----------|-----------|
| <i>Lawson con' Shippery</i> | 200 | 00 | 00 |
| <i>Trevannion con' Plowden</i> | 600 | 00 | 00 |
| <i>Jones con' Bosville</i> | 395 | 00 | 00 |
| <i>Taylor con' Whitbread</i> | 800 | 00 | 00 |
| <i>Gulston con' Howard</i> | 1000 | 00 | 00 |
| <i>Idem con' Eundem</i> | 312 | 08 | 05 |
| | 3307 | 08 | 05 |

The Third SCHEDULE, to which my Report refers, being an Account of the Money for which no Interest could be stated from the Reports not specifying on what particular Securities the same had been placed.

| | | | |
|----------------------------------|-------|----|----|
| <i>Trevannion con' Plowden</i> | 700 | 00 | 00 |
| <i>Jones con' Bosville</i> | 875 | 00 | 00 |
| <i>Jones con' Episc. Londini</i> | 1000 | 00 | 00 |
| <i>Rudge con' Rudge</i> | 1500 | 00 | 00 |
| <i>Ellis con' Guest</i> | 1000 | 00 | 00 |
| <i>March con' Eyans</i> | 2650 | 00 | 00 |
| <i>Margritys con' Frontin</i> | 1500 | 00 | 00 |
| <i>Willey con' Cutler</i> | 350 | 00 | 00 |
| <i>Rodes con' Ausfin</i> | 2000 | 00 | 00 |
| <i>Morley con' Morley</i> | 2400 | 00 | 00 |
| | 13975 | 00 | 00 |

The Fourth SCHEDULE, to which my Report refers, containing an Account of the Money for which Dividends and Interest is computed, on several Securities as they were particularly mention'd in Mr. Borretti's Reports.

| | | | |
|---|------|----|----|
| <i>Gray con' Moxon, East-India Bonds</i> | 700 | 00 | 00 |
| Interest thereof from the 2d of <i>Septemb.</i> 1724. to the 29th of <i>Nov.</i> 1725. at 5 per Cent. | 78 | 8 | 9 |
| <i>Pisfeild con' Pisfeild, South-Sea Annuities</i> | 4000 | 00 | 00 |
| Interest thereof from 12th <i>Novemb.</i> 1723. to 29th <i>Nov.</i> 1725. at 5 per Cent. | 208 | 15 | 4 |
| | 4987 | 4 | 1 |

| | l. | s. | d. |
|--|----------------|-----|------|
| Brought over | 4987 | 4 | 1 |
| <i>Isabel con' Buckenridge, South-Sea Annuities</i> | 1238 | 19 | 0 |
| Interest from the 25th May 1724. to the 29th of Novemb. 1725. at 5 per Cent. | 95 | 12 | 3 |
| <i>Ex parte Lyde, South-Sea Bonds</i> | 400 | 0 | 0 |
| Interest from 29th of Septemb. 1723. to 29th of Novemb. 1725. at 5 per Cent | 43 | 17 | 9 |
| <i>Bennet con' Gery, Bank-Stock</i> | 1000 | 0 | 0 |
| Dividends from Lady-day 1723. to Christmas 1725. at 6 per Cent | 165 | 0 | 0 |
| <i>Draper con' Draper, East-India Stock</i> | 240 | 0 | 0 |
| Dividend from Midsummer 1724. to Christmas 1725. | 30 | 0 | 0 |
| <i>Whitbread con' Ball, South-Sea Bonds</i> | 900 | 0 | 0 |
| Interest from the 10th of August 1723. to the 29th of Novemb. 1725. at 5 per Cent. | 103 | 11 | 10 |
| <i>Ellis con' Gueft, Lottery-Annuities 1000l. Bank-Annuities 1000l.</i> | 2000 | 0 | 0 |
| Interest from the 20th of March 1723. to the 29th of November 1725. at 5 per Cent. | 269 | 3 | 6 |
| <i>Idem con' Eundem, South-Sea Bonds</i> | 400 | 0 | 0 |
| Interest thereof from the 20th of March 1723. to the 29th of Nov. 1725. at 5 per Cent. | 53 | 16 | 8 |
| <i>Morley con' Morley, a South-Sea Bond</i> | 50 | 0 | 0 |
| Interest thereof from Christmas 1723. to the 29th of November 1725. at 5 per Cent. | 4 | 17 | 9 |
| <i>Ex parte Grosvenor, on the Coal-Fund</i> | 1700 | 0 | 0 |
| Interest thereof, at 4 per Cent. from the 25th of September, to the 29th of November 1725. | 148 | 2 | 1 |
| <i>Carter con' Thomas, Lottery-Annuities</i> | 600 | 0 | 0 |
| Interest from Lady-day 1724. to the 29th of November 1725. at 5 per Cent. | 50 | 0 | 3 |
| <i>Elford con' Smith, South-Sea Annuities</i> | 383l. 13s. 7d. | | |
| South-Sea Stock 383l. 13s. 7d. | 767 | 7 | 2 |
| Dividends from Midsummer 1723. to Christmas 1725 | 100 | 13 | 8 |
| <i>Bray con' Scamen, South-Sea Bonds</i> | 500 | 0 | 0 |
| Interest from Midsummer 1722. to Midsummer 1723. at 5 per Cent. | 25 | 0 | 0 |
| Ditto from Midsummer 1723. to the 29th of Nov. 1725. at 4l. per Cent. | 48 | 6 | 10 |
| <i>Sprigg con' Walley</i> | 50 | 0 | 0 |
| Interest from the 19th of Feb. 1723. to the 29th of Nov. 1725. at 5 per Cent. | 4 | 10 | 0 |
| <i>Baden con' Lord Windsor</i> | | | |
| South-Sea Stock | 324l. 10s. 0d. | | |
| Additional Stock | 108l. 03s. 4d. | | |
| Surplus Stock | 36l. 01s. 1d. | 468 | 14 5 |
| Dividends from the 9th of May 1721. to Christmas 1725. | 108 | 8 | 1 |
| <i>Lloyd con' Williams, South-Sea Annuities</i> | 2600 | 0 | 0 |
| Interest from the 14th of Nov. 1723. to the 29th of Nov. 1725. | 263 | 5 | 8 |
| | 32436 | 11 | 1 |

The Fifth SCHEDULE, to which my Report refers, containing an Account of the Mortgages and Writings claim'd before me as deposited with Mr. Borrett.

Cheyne con' Apreece, a Mortgage of Lands in *Cheshire* claim'd by *John Forster*, Gent. for 1200*l*.

Frazer con' Hay, a Mortgage for 1000*l*. of the Premises in *St. Martin's in the Fields*.

Elsworth con' Sawyer, several Writings deposited with Mr. Meller, as appears by his Report of the 31st of May 1718. and transfer'd to Mr. Borrett.

The Long Annuities that have been claim'd before me are in the following Causes.

| | | | | | l. | s. | d. |
|------------------------------------|---|---|---|---|----|----|----|
| <i>Sayer con' Sayer</i> per Ann. | — | — | — | — | 50 | 0 | 0 |
| <i>Wilford con' Ryder</i> per Ann. | — | — | — | — | 20 | 0 | 0 |
| <i>Bennet con' Gery</i> | — | — | — | — | 50 | 0 | 0 |

PARTICULAR of Mr. Borrett's Effects deliver'd over to me by Mr. Bennet and Mr. Godfrey.

Receiv'd of Mr. Bennet the following Securities, viz.

Lottery Orders 1714

| N. | | | | | l. | s. | d. |
|-----|---|---|---|---|-----|----|----|
| 69 | — | — | — | — | 50 | | |
| 50 | — | — | — | — | 20 | | |
| 104 | — | — | — | — | 400 | | |
| 61 | — | — | — | — | 200 | | |
| 33 | — | — | — | — | 100 | | |
| 114 | — | — | — | — | 50 | | |
| | | | | | 820 | 0 | 0 |

Long Annuities

| N. | | | | | l. | s. | d. |
|------|----------|---|---|---|-----|----|----|
| 1702 | per Ann. | — | — | — | 50 | | |
| 229 | per Ann. | — | — | — | 50 | | |
| | | | | | 100 | 0 | 0 |

East-India Bonds

| N. | | | | | l. | s. | d. |
|------|---|---|---|---|-----|----|----|
| 8279 | — | — | — | — | 100 | | |
| 614 | — | — | — | — | 100 | | |
| 615 | — | — | — | — | 100 | | |
| | | | | | 300 | 0 | 0 |

Received of Mr. Godfrey in Cash ———— 4200 0 0

Paid thereout as follows.

| | | | | |
|--|---|-----|----|----|
| <i>Ambrose con' Ambrose</i> , To Mr. Thomas Ives | — | 264 | 2 | 0 |
| <i>Whitbread con' Ball</i> , To Mr. John Ellison | — | 60 | 14 | 6 |
| Ditto ———— To Mr. Peter Harvey | — | 6 | 15 | 6 |
| <i>Gray con' Maxon</i> , To Mrs. Mary Gray | — | 17 | 10 | 0 |
| <i>Draper con' Draper</i> , To Mrs. Elizabeth Draper | — | 10 | 0 | 0 |
| | | 359 | 1 | 11 |

Remaining Balance of Cash (which was deposited at the Bank with the foregoing Securities) is } 3840 14 1

M. THURSTON.

Mr. Paxton's Account of the Effects of John Borrett
Court of Chancery.

| | South-Sea Stock. | S.S. Annuis. Stock |
|---|------------------|--------------------|
| | l. s. d. | l. s. d. |
| D eposited in the Bank by Order of Court, and placed to the Account of Mr. <i>Thurston ex parte Borrett</i> , six <i>East-India</i> Bonds for 100 l. each | | |
| Interest thereon due from the 31st of <i>March</i> 1723. to the 31st of <i>March</i> 1726, | | |
| Deposited, pursuant to the said Order, four Tallies and the Orders thereon, for 500 l. each, upon the Loan on Coals for building 50 new Churches; all dated the 25th of <i>Septemb.</i> 1723, | | |
| Interest at 4 per Cent due on the said Tallies from the Date thereof to the 25th of <i>March</i> 1726, | | |
| Deposited in the Bank by Mr. <i>Paxton</i> , and Mr. <i>Fowler</i> , and Mr. <i>Rocke</i> , by Order of Court, twenty four South-Sea Bonds, for 100 l. each, | | |
| Interest due thereupon from the 26th of <i>Mar.</i> 1724. to the 26th of <i>March</i> 1726, | | |
| <i>Elford & Smith</i> , One long Annuity N ^o 379, for 25 l. per Annum, | | |
| One long Annuity, N ^o 389, for 20 l. per Ann. payable to <i>John Niles</i> , | | |
| Three Tallies for 99 Years, for 66 l. 13 s. 4 d. per Annum, | | |
| Three Tallies in the Name of <i>George Downes</i> for 50 l. per Ann. | | |
| A Note from Mr. <i>Isaac Bowman</i> to Mr. <i>Borrett</i> , for | | |
| A Note from Mr. <i>Thomas Green</i> , for | | |
| <i>Ditto</i> from Mr. <i>Kimberley</i> , for | | |
| A South-Sea Dividend Warrant, for | | |
| A Note from <i>Claudius Guide</i> and Partner, for | | |
| <i>Ditto</i> from Mr. <i>Fowle</i> , for | | |
| A Bank Note for | | |
| Due upon Account between Mr. <i>Borrett</i> and Mr. <i>Guide</i> | | |
| Due upon Account from Mr. <i>Saucroft</i> | | |
| Due by Note from Mr. <i>Sawle</i> 150 l. but Mr. <i>Sawle</i> claims thereout an Allowance of two Notes, and a Book-Debt due from Mr. <i>Borrett</i> to him, amounting in all to 90 l. 19 s. 6 d. and if allow'd, due on the Account only | | |
| A Bond from Mr. <i>John Price</i> , for Payment of | | |
| Interest due thereupon | | |
| In Money | | |
| An old Silver Watch, worth about | | |
| Some Rings, a Snuff-box, and odd Pieces of Silver | | |
| In the Hands of some Tenants in <i>Suffolk</i> , at Mr. <i>Borrett's</i> Death, and for some old Goods there clear of Charges | | |
| A Lottery-Certificate, Ann ^o 1721. for | | |
| South-Sea Stock in the Name of Mr. <i>Borrett</i> , at his Death, | 7933 11 9 | |
| Transferr'd by Order of Court, in the Cause of <i>Grosvenor c. Grosvenor</i> , | 5800 00 0 | |

Esq; deceas'd, late one of the Masters of the High

| Bank Stock. | Bank Annu- ities | East- India Stock. | East- India Bonds. | South- Sea Bonds. | Tallies and Long Annuities at per Annum. | Tallies. | Bonds, Notes, and Money. |
|----------------|------------------------|--------------------------|--------------------------|-------------------------|--|----------|--------------------------------|
| | | | 600 | | | | l. s. d. |
| | | | | | | | 38 10 00 |
| | | | | | | 2000 | |
| | | | | | | | 100 00 00 |
| | | | | 2400 | | | |
| | | | | | | | 192 00 00 |
| | | | | | 25 | | |
| | | | | | 20 | | |
| | | | | | 66 13 4 | | |
| | | | | | 50 | | |
| | | | | | | | 20 00 00 |
| | | | | | | | 50 00 00 |
| | | | | | | | 40 00 00 |
| | | | | | | | 37 00 01 |
| | | | | | | | 116 14 01 |
| | | | | | | | 300 00 00 |
| | | | | | | | 20 00 00 |
| | | | | | | | 267 10 00 |
| | | | | | | | 92 01 11 1/2 |
| | | | | | | | 59 00 06 |
| | | | | | | | 50 00 00 |
| | | | | | | | 8 15 00 |
| | | | | | | | 2 06 00 1/2 |
| | | | | | | | 3 00 00 |
| | | | | | | | 10 00 00 |
| | | | | | | | 80 13 00 |
| | | | | | | | 20 00 00 |

Mr. Paxton's Account of the Effects of John Borrett,
Court of Chancery.

| | South-Sea Stock. | S.S. Annuity Stock |
|---|------------------|--------------------|
| Three Dividends due on Ditto at Christmas last, at 3 per Cent. each | | |
| South-Sea Annuity Stock | 13811 11 9 | |
| Transfer'd by Order of Court to Lord Delaware in the Cause between the said Lord Delaware and Boscaawen | 4000 00 0 | |
| Four Dividends due on Ditto at Lady-day 1726, at 2 ½ per Cent. each | | 9811 11 9 |
| Bank Stock | | |
| Six Dividends due thereon at Lady-day 1726 at 3 per Cent. each | | |
| Bank Annuity Stock | | |
| Six Dividends due thereon to Lady-day 1724, at 2 ½ per Cent. each | | |
| East-India Stock | | |
| Three Dividends due on Ditto at 3 per Cent. each | | |
| Money allow'd by Mr. Meller to be in his Hands belonging to the Suitors of the Court | | |
| Bank Stock in the Name of Mr. Sancroft | | |
| Two Dividends due thereon, at 3 per Cent. each | | |
| Due from Mr. Thomas Green of Wilby by Bond after his Death 1000 l. without Interest | | |
| Total | 1233 11 9 | 9811 11 9 |
| Due upon Bond from Mr. Borrett to Mr. George Green for Principal and Interest | 940 | |
| Due upon another Bond from him to Mrs. Catherine Burton for Principal and Interest | 500 | |
| | 1440 | |

The Amount of the above Effects, viz.

| | l. | s. | d. |
|-------------------------|-------|----|----|
| South-Sea Stock | 1233 | 11 | 9 |
| South-Sea Annuity Stock | 9811 | 11 | 9 |
| Bank Stock | 2000 | | |
| Bank Annuities | 1000 | | |
| East-India Stock | 240 | | |
| East-India Bonds | 600 | | |
| South-Sea Bonds | 2400 | | |
| Tallies | 2000 | | |
| Money | 3688 | 15 | 0 |
| | 22973 | 18 | 6 |

Desperate Debts by Notes on obscure Persons and others dead insolvent, amounting to in all about 646.

Esq; deceas'd, late one of the Masters of the High

| Bank Stock. | Bank Ann- uities. | East- India Stock. | East- India Bonds. | South- Sea Bonds. | Tallies and Long Annunities as per Annum. | Tallies | Bonds, Notes and Money. |
|----------------|-------------------------|--------------------------|--------------------------|-------------------------|---|---------|-------------------------------|
| | | | | | | | 141 00 1 |
| | | | | | | | |
| | | | | | | | 981 03 1 |
| 1000 | | | | | | | |
| | | | | | | | 180 00 0 |
| | 1000 | | | | | | |
| | | | | | | | 75 00 0 |
| | | 240 | | | | | |
| | | | | | | | 21 12 0 |
| | | | | | | | 632 08 9 |
| 1000 | | | | | | | |
| | | | | | | | 60 00 0 |

2000 | 1000 | 240 | 600 | 2400 | 161 13 4 | 2000 | 2688 15 0

High deceased, late one of the Masters of the High

[illegible]

The *REPORT* made to the Right Honourable
PETER Lord KING, Baron of OCKHAM,
Lord High Chancellor of *Great Britain*, by
HENRY EDWARDS *Esq*; one of the Masters
of the High Court of *Chancery*, relating to the
Deficiency in the Office of FLEETWOOD
DORMER *Esq*; deceased, late one of the Masters
of the said Court.

The REPORT made to the Right Honourable
 Peter Lord ALVING, Baron of OCKHAM,
 Lord High Chancellor of Great Britain, by
 Henry Howard Esq; one of the Masters
 of the High Court of Chancery, relating to the
 Deficiency in the Office of Tresswood
 Dorman Esq; deceased, late one of the Masters
 of the said Court.

To the Right Honourable
The Lord High CHANCELLOR
OF
GREAT BRITAIN.

Dat. 5 Martii 1725.

In Obedience to your Lordship's Directions, I have stated the Claims and Demands of the several Suitors of the High Court of CHANCERY upon *Fleetwood Dormer* Esq; late one of the Masters of the said Court, and also of the said Mr. *Dormer's* Estate and Effects to answer the same; which appears to me as follows, viz.

WHEREAS the said Mr. *Dormer*, on or about the 18th of May 1721. surrendred his Office, and that on the 4th of April next preceding, there remained due from him to several Suitors of this Court, the several Sums in the respective Causes, particularly mentioned in an Account of Mr. *Dormer's* own hand Writing, amounting in the whole to the Sum of 49604*l.* 11*s.* 11*d.* and it likewise appears by another Account of the said Mr. *Dormer's* hand Writing, entituled, *An Account of his Estate*, that on the 29th of the same April he had such Estate and Effects, and stood indebted in such Sums as therein is mentioned; both which Accounts have been printed, and are included in the Account entituled, *Additional or Post Accounts of several of the Masters in Chancery*; and that such Estate and Effects of the said Mr. *Dormer* having pursuant to several Orders of this Court, been sold and disposed of for the most that could be got for the same, did, together with the several Sums of Money raised and contributed by several of the Masters, amount in the whole to the Sum of 23058*l.* 10*s.* 2*d.* $\frac{1}{2}$. as appears by an Account thereof particularly mentioned in the Report of the Judges and others who were appointed to take the Masters Accounts: And the said Sum of 23058*l.* 10*s.* 2*d.* $\frac{1}{2}$. being all the Money raised out of the Estate and Effects of the said Mr. *Dormer*, which ever came to my Hands or Power, has been from time to time, pursuant to the Orders of this Court, by me applied and paid on Account of what was due from the said Mr. *Dormer* to the said Suitors, in the respective Causes mentioned in the said Report of the Judges and others, and also in the Masters printed Account, except the Sum of 332*l.* 14*s.* 5*d.*

Now I do hereby certify, that in pursuance of two several Orders made by your Lordship, the one dated the 7th Day of August, and the other the 23d Day of October last, whereby it was directed, that it should be published in the *London Gazette*, requiring all such Persons as had any Claim or Demand for Money, or Securities, or other Effects, paid or delivered into the Hands of the said Mr. *Dormer*, in pursuance of any Orders of this Court, to prove and make out their Demands before

before me, to the end I might be enabled to lay before your Lordship a true and exact Account thereof, for your Lordship's further Directions; I have been attended by such of the Suitors of this Court, their Agents or Solicitors, who have made any Claim or Demand for Money, or Securities, or other Effects, paid or delivered into the Hands of the said *Fleetwood Dormer*, Esq; and by *Mr. Paxton*, Solicitor on behalf of the Suitors of this Court; and having examined their said several Claims and Demands, and their Vouchers for the same, do find that there now remains due and unsatisfied, the several Sums in the respective Causes for that Purpose, particularly mentioned in the four first Schedules hereto annexed. The first of which Schedules contains an Account of such Sums in the respective Causes named, as are mentioned in a certain printed Account, entituled *Mr. Dormer's Letter to Mr. Rogers*, with particulars of his Debts and Effects inclosed, dated the 1st of *May 1721*. of which no claim hath been made before me pursuant to the two last mentioned Orders. The second contains an Account of such principal Money due in each Cause, wherein the Parties claim no allowance for Interest. The third contains an Account of the principal Sums due in each Cause, with a Calculation of Interest for the same to the 29th Day of *November* last, where it has appeared to me that the said Principal had been placed out, and the Interest constantly paid by the said *Mr. Dormer*. The fourth Schedule contains an Account of all such Principal Sums for which the Parties insist to have such Interest allowed them as is therein particularly mentioned; but apprehending that some of them are not entituled to the whole, nor others to any Part of the Interest so claimed by them, I have, at the request of the Parties, stated the Facts as they appear to me for your Lordship's Judgment and Direction therein. And I have also in the fifth Schedule hereto annexed set forth an Account of such Money and Effects of the said *Mr. Dormer* as are come to the Hands or Knowledge of the said *Mr. Paxton*, Administrator to the said *Mr. Dormer*, towards answering the Demands of the said Suitors. And to this my Report I have added a sixth Schedule, which I have drawn out in seven Columns. The first and second of which contain the Names of all the Causes, and the several Sums of Money due therein, from *Mr. Dormer*, as he has mentioned them in his Account, entituled, *Account of the State of his Office*, and dated the 4th of *April 1721*. In the third Column I have computed the several Sums that the several Parties were, or are, entituled to for Interest, which *Mr. Dormer* omitted to charge himself with in his said Account. In the fourth Column are mentioned the several Principal Sums that *Mr. Dormer* likewise omitted to charge himself with. In the fifth Column such Sums as *Mr. Dormer* had by his said Account over-charged himself with. In the sixth Column I have mentioned the several Sums by me paid in discharge of the Demand upon *Mr. Dormer*. In the seventh Column are mentioned the several Sums that now remain due from *Mr. Dormer*, which amount in the whole to the Sum of 32827*l.* 2*s.* 4*d.* as stated and mentioned in the five first Schedules to this my Report, by which sixth Schedule it will appear how the Demand now made upon *Mr. Dormer* by the several Suitors is increased to the said Sum of 32827*l.* 2*s.* 4*d.* being 6948*l.* 5*s.* 11*d.* 4*d.* more than the Ballance in the Judges Report to be remaining due from the said *Mr. Dormer*. All which I humbly certify and submit to your Lordship's Judgment.

H. EDWARDS.

The First SCHEDULE, to which my Report refers.

| | | | <i>l.</i> | <i>s.</i> | <i>d.</i> |
|--|---|---|-----------|-----------|-----------|
| Attorn' General' <i>con</i> ' Carent | — | — | 127 | 9 | 7 |
| Owens <i>con</i> ' Poor of Mothvey | — | — | 200 | 0 | 0 |
| Herbert <i>con</i> ' Philips | — | — | 15 | 7 | 0 |
| Attorn' General' <i>con</i> ' Ailworth | — | — | 12 | 0 | 0 |
| Staples <i>con</i> ' Coleman | — | — | 35 | 15 | 7 |
| Greene <i>con</i> ' Twyford | — | — | 125 | 1 | 7 |
| | | | 515 | 13 | 9 |

The Second SCHEDULE, to which my Report refers.

| | | | | | | |
|-----------------------------------|-------------|---|---|-----------|-----------|-----------|
| Drake <i>con</i> ' Robinson | } Principal | — | — | <i>l.</i> | <i>s.</i> | <i>d.</i> |
| | | | | 2867 | 17 | 6 |
| Harper <i>con</i> ' Cafe | } Principal | — | — | 246 | 7 | 10 |
| Bean <i>con</i> ' Crofs. | } Principal | — | — | 379 | 5 | 9 |
| | | | | 3492 | 11 | 1 |

The Third SCHEDULE to which my Report refers.

| | | | | <i>l.</i> | <i>s.</i> | <i>d.</i> | | <i>l.</i> | <i>s.</i> | <i>d.</i> |
|-------------------|---|---|---|-----------|-----------|-----------|--|-----------|-----------|-----------|
| <i>Shrimpton</i> | } | Principal | — | 2190 | 0 | 0 | | | | |
| <i>con'</i> | | Interest | — | 237 | 5 | 0 | | | | |
| <i>Cartwright</i> | | | | | | | | 2427 | 5 | 0 |
| <i>Graves</i> | } | Principal | — | 1000 | 3 | 6 | | | | |
| <i>con'</i> | | Interest | — | 114 | 0 | 0 | | | | |
| <i>Bull</i> | | | | | | | | 1114 | 3 | 6 |
| <i>Nisbett</i> | } | Principal | — | 353 | 3 | 6 | | | | |
| <i>con'</i> | | Interest | — | 20 | 16 | 1 | | | | |
| <i>Nisbett</i> | | | | | | | | 373 | 19 | 7 |
| <i>Burger</i> | } | Principal | — | 500 | 0 | 0 | | | | |
| <i>con'</i> | | Interest | — | 23 | 6 | 8 | | | | |
| <i>Folke</i> | | | | | | | | 523 | 6 | 8 |
| <i>Badham</i> | } | Principal | — | 500 | 0 | 0 | | | | |
| <i>con'</i> | | Interest | — | 48 | 6 | 6 | | | | |
| <i>Wilson</i> | | | | | | | | 548 | 6 | 6 |
| <i>Neville</i> | } | Principal | — | 1100 | 0 | 0 | | | | |
| <i>con'</i> | | Interest | — | 212 | 19 | 4 | | | | |
| <i>Neville</i> | | | | | | | | 1312 | 19 | 4 |
| <i>Lorraine</i> | } | Principal | — | 677 | 10 | 3 | | | | |
| <i>con'</i> | | Interest | — | 72 | 11 | 8 | | | | |
| <i>Hooke</i> | | | | | | | | 750 | 1 | 11 |
| <i>Hicks</i> | } | Principal | — | 158 | 0 | 0 | | | | |
| <i>con'</i> | | Interest | — | 13 | 2 | 6 | | | | |
| <i>Howard</i> | | | | | | | | 171 | 2 | 6 |
| <i>Crompe</i> | } | Principal | — | 2400 | 0 | 0 | | | | |
| <i>con'</i> | | Interest of 710 <i>l.</i> part of the said Principal to <i>Lady-Day</i> 1723. Interest then ceasing | — | 201 | 9 | 10 | | | | |
| <i>Wycliff</i> | | | | | | | | 2601 | 9 | 10 |
| <i>Stapleton</i> | } | Principal | — | 2673 | 0 | 0 | | | | |
| <i>con'</i> | | Interest | — | 537 | 15 | 0 | | | | |
| <i>Gerrard</i> | | | | | | | | 3210 | 15 | 0 |
| | | | | | | | | 13033 | 9 | 10 |

The

The Fourth SCHEDULE, to which my Report refers.

Downrayle con' Downrayle.

PAID into the Hands of Mr. *Dormer*, as by his Report of the 10th of *August*, 1720. Two thousand Pounds; out of which 420 *l.* was paid out again, pursuant to an Order, dated the 23d of *October*, 1722: And by a subsequent Order of this Court, dated the 25th of *July*, 1723. I was directed to place out the Sum of 1580 *l.* Residue of the said 2000 *l.* But the Money not having come to my Hands, the said Sum of 1580 *l.* was never placed out; and therefore I apprehend, no Interest should be allowed for the same. — Principal

Interest

1580 00 0

Lock con' Spackman.

By Order, dated the 20th of *May*, 1718. Mr. *Dormer* was directed to place out the Sum of 125 *l.* 18 *s.* 6 *d.* at Interest. But I do not find he ever placed out the same, or that any Application was made to him for that Purpose: Therefore no Interest to be allowed. — Principal

Interest

125 18 6

Sutton con' Chitty.

By the Order made on hearing this Cause the 25th Day of *May*, 1715. it was order'd, that the Defendant *Nightingale* should forthwith bring the Sum of 10000 *l.* before Mr. *Dormer*, who was to place the same out at Interest, on Government, or such other Security as he should approve of for the same; which said Sum of 10000 *l.* was accordingly paid to the said Mr. *Dormer*, and was by him plac'd out at Interest: So that on the 29th of *July*, 1719. the said 10000 *l.* was increased to 11359 *l.* 7 *s.* 3 *d.* And that 11300 *l.* Part thereof, was on the said 29th of *July*, 1719. by Mr. *Dormer* placed out on the Security of the Land-Tax, for the Year 1719. And it appears to me by an Account produced by one of the Clerks of the Exchequer, that on the 9th of *September*, 1720. Mr. *Dormer* received from the Exchequer the said principal Sum of 11300 *l.* and 500 *l.* 6 *s.* 6 *d.* for Interest thereof; which said three several Sums of 11300 *l.* 500 *l.* 6 *s.* 6 *d.* and 59 *l.* 7 *s.* 3 *d.* amount in the whole to 11859 *l.* 13 *s.* 9 *d.* out of which I find the said Mr. *Dormer* on the 12th of *September*, 1720. paid to the Plaintiffs *Sutton* and *Sheldon* 400 *l.* And on the 9th of *November*, 1720. to the Plaintiff *Laurence* 200 *l.* in Pursuance of an Order dated the 6th of *August*, 1720. which two last Sums being deducted out of the said Sum of 11859 *l.* 13 *s.* 9 *d.* reduces the same to 11259 *l.* 13 *s.* 9 *d.* After which Time I do not find that Mr. *Dormer* did place the said Money, or any Part thereof at Interest upon any Security whatsoever. But as the Parties insist to have Interest for the said Monies, in regard Mr. *Dormer* was by the said Order made on the Hearing of this Cause directed to place the same out at Interest for the Benefit of the Parties to whom the same should appear to belong, upon such Security as he should approve of; I have therefore computed Interest upon 11200 *l.* Part of the said 11259 *l.* 13 *s.* 9 *d.* from the 12th of *September*, 1720. to the 24th of *January*, 1722. at which Time I paid to the Plaintiffs and Defendants the Sum of 1200 *l.* And I have carried on the said Computation of Interest to such Periods of Time, as it appears the other Sums of Money were paid out to the Parties, in part of their said Demand on Mr. *Dormer*; and upon such Computations of Interest, and Deductions for

for Payments, as aforesaid, there will on the 29th of November, 1725. remain to be accounted for to the Parties interested in this Cause, the Sum of 10279 *l.* 19 *s.* 3 *d.* if your Lordship shall be of Opinion, that they are entituled to Interest, from the Time Mr. *Dormer* received the principal Sum of 11300 *l.* and Interest, at the Exchequer, in September, 1720. But if the Parties be not intitled to Interest from that Time, then there will remain only the principal Sum of 7411 *l.* 12 *s.* 1 *d.* to be accounted for to them.

Principal
Interest

l. *s.* *d.*
7411 12 1

Games con' Warren.

Mr. *Robert Sherard* the Receiver of the Rents and Profits of the Estate in Question, did pay into the Hands of Mr. *Dormer* (as appears by his Certificates) the several Sums of 1200 *l.* 750 *l.* and 900 *l.* amounting together to 2850 *l.* By an Order of the 16th of August, 1718. Mr. *Dormer* was directed to place out at Interest the said Sum of 1200 *l.* which he did on the 20th of the same August on the Credit of the Land Tax for that Year, at 4 *l.* per Cent. Interest, which amounts to 48 *l.* And by a subsequent Order of the 15th of July, 1719. Mr. *Dormer* was directed to place out at Interest the said Sum of 750 *l.* which I find by his Certificate of the 30th of the same July, he did on the Credit of the Land Tax for the Year 1719. at the Interest of 4 *l.* per Cent per Annum, which amounts to 30 *l.* And I find that Mr. *Dormer* did out of the said Sums of 2850 *l.* 48 *l.* and 30 *l.* on the 2d of December, 1720. pay to the Defendant *Jones*, and his Wife, the Sum of 971 *l.* 10 *s.* being one third Part of the said 2850 *l.* and Interest, which reduces the same to the Sum of 1956 *l.* 10 *s.* which is the principal Sum that now remains due and unsatisfied to the Parties in this Cause. But the Parties claim Interest of the said two Sums of 1200 *l.* and 750 *l.* from the Time the same were first placed out respectively to the 29th of November last, amounting to 539 *l.* 2 *s.* But it not appearing to me, that the said two Sums of 1200 *l.* and 750 *l.* were ever placed out on any other Security than on the Land Tax for the Years 1718 and 1719. as aforesaid, I apprehend no Interest can be allowed for the same afterwards.

Principal
Interest

1956 10 0

Castlemain con' Pitt.

By an Order of the twenty second of March 1719. it was ordered, that the Money that was then remaining in Mr. *Dormer's* Hands, as also what for the future should be paid to him, should be placed out at Interest, on good, Government, or other Securities, to be approv'd of by the said Mr. *Dormer*. And it appears by an Endorsement on the back of the said Order, of the said Mr. *Dormer's* own Hand-writing (and no otherwise) that on the tenth of April 1720. he placed out 3700 *l.* Part of the Sum of 3795 *l.* 11 *s.* 1 *d.* then in his Hands, in Exchequer Bills, at the Interest of 1 *d.* a day for every 100 *l.* and that the same continued on that Security from the said 10th Day of April 1720. to the 18th Day of August following, being a hundred and thirty Days, which amounts to 20 *l.* 0 *s.* 10 *d.* And it also appears by the said Endorsement, that on the said 18th Day of August 1720. he replaced the said 3700 *l.* in the Purchase of South-Sea Bonds, for which the Parties insist to have Interest at 5 *l.* per Cent. from the said 18th of August 1720. to the 25th of March 1724. when the South-Sea Company declared they would pay but 4 *l.* per Cent. on their Bonds; which being three Years, six Months, and thirty five Days, amounts to the Sum of 665 *l.* 4 *s.* 7 *d.* and from the said 25th of March 1724. to the 29th of November 1725. at 4 *l.* per Cent. being one Year, six Months, and sixty one Days, amounts to 246 *l.* 14 *s.* 7 *d.* which two Sums for Interest, amounting to 911 *l.* 19 *s.* 2 *d.* will be due to the Parties, after a Deduction of 170 *l.* 7 *s.* 2 *d.* paid by me for the Plaintiff's Costs, if your Lordship shall be of opinion they are sufficiently entituled

entituled thereto by the said Endorsement, over and besides the Sum of 750 *l.* paid into Mr. *Dormer's* Hands the 20th of *Dec.* 1718. and also the Sum of 120 *l.* 8 *s.* 3 *d.* for the Interest thereof, paid into his Hands the 18th of *Dec.* 1719. by one Mr. *White*, as appears by a Receipt under Mr. *Dormer's* Hand; for which two last Sums of 750 *l.* 120 *l.* 8 *s.* 3 *d.* Interest thereof, and 95 *l.* 11 *s.* 1 *d.* (Residue of the said Sum of 3795 *l.* 11 *s.* 1 *d.* not put out at Interest) the Parties likewise claim Interest, tho' it is not pretended the same, or any Part thereof, was ever placed out by the said Mr. *Dormer*; therefore I humbly conceive they are not entituled thereto.

Principal 4665 19 4
Interest

Hubbert con' Newell.

I find by a Report of Mr. *Orlebar*, late one of the Masters of this Court, dated the 2d Day of *July* 1713. (whereby he had stated the Debts, Effects, and Estate of the Testator *John Lewen*, in the Pleadings in this Cause named) that there was in the Hands of the said Mr. *Orlebar* the Sum of 121 *l.* 16 *s.* 10 *d.* in the Hands of Mr. *Dormer* 44 *l.* 7 *s.* 5 $\frac{1}{4}$ *d.* and in the Hands of Mr. *Browning* 44 *l.* 7 *s.* 5 $\frac{1}{4}$ *d.* being Rents brought before those two Masters, as junior Masters, by the Tenants in possession of the Premises in question in this Cause, pursuant to several Orders of this Court. And I further find, that by the printed Accounts given in by Mr. *Lightboun* (who succeeds the said Mr. *Browning*) and by Mr. *Conway* (who succeeds the said Mr. *Orlebar*) there is admitted to be in the Hands of Mr. *Lightboun* the Sum of 44 *l.* 7 *s.* 5 $\frac{1}{4}$ *d.* and in the Hands of Mr. *Conway* the Sum of 33 *l.* 4 *s.* 3 *d.* But the Payment of the 44 *l.* 7 *s.* 5 $\frac{1}{4}$ *d.* no otherwise appearing to me to be paid into the Hands of Mr. *Dormer* than by Mr. *Orlebar's* said Report, and Mr. *Allgood* Solicitor for the Plaintiffs, affirming that he was present and remembers the Payment in of the said Sum of 44 *l.* 7 *s.* 5 $\frac{1}{4}$ *d.* into the Hands of the said Mr. *Dormer*, I humbly submit it to your Lordship whether the Estate of Mr. *Dormer* shall be charged with the said Sum of 44 *l.* 7 *s.* 5 $\frac{1}{4}$ *d.* or not.

Principal 44 7 5 $\frac{1}{4}$

The Fifth SCHEDULE, to which my Report annex'd refers.

| | |
|---|-----------------------|
| B Y a Parcel of Hops (after a Deduction of Commission-Money, and Allowances made for Warehouse-Room, Insurance, and divers other Charges attending the same, —————) | l. s. d. 209 16 9½ |
| By several Goods belonging to Mr. Dormer, at his House in Oxfordshire, which have been appraised and sold for (clear of all Charges attending the same) and for some odd Things at his Lodgings in Town ————— | 186 6 0 |
| For Interest at the Exchequer of 3190l. Principal upon Lottery-Orders 1714. subscribed into the South-Sea by Mr. Dormer ————— | 79 15 0 |
| Due at the Exchequer since Mr. Dormer's Death, upon an Order of Survivorship of 12 l. per Ann. in the Name of Dormer Parkhurst Esq; — | 36 0 0 |
| The said Order valued at ————— | 144 0 0 |
| Due from Mr. Parham of Horsham in Sussex, for Rents of Mr. Dormer's Estate in his Hands at Mr. Dormer's Death ————— | 67 4 5 |
| Due from Mr. Charles Harm for Rents in his Hands of Mr. Dormer's Estate in Cornwall, about ————— | 30 0 0 |
| Due upon a Bond dated the 1st of July 1718. from James Burslem of Stapnell, Com. Derby, Esq; for Principal ————— | 204 0 0 |
| For Interest thereof for seven Years and a half, at 5 l. per Cent. ————— | 76 10 0 |
| | 847 6 2½ |

The Sixth SCHEDULE to which my Report refers.

| NAMES of Causes. | Sums mentioned in Mr. Dormer's principal Account. | | Increase by Interest omitted in Mr. Dormer's Account. | | Increase, by Principal omitted in Mr. Dormer's Account. | | Decrease, Mr. Dormer having over-charged himself. | | Sums of Money paid in discharge of Mr. Dormer's Debt. | | Sums now remaining due, and stated by the Report. | |
|---------------------------|---|----|---|----|---|----|---|----|---|----|---|----|
| | l. | s. | l. | s. | l. | s. | l. | s. | l. | s. | l. | s. |
| Lorraine con' Hooke | 677 | 10 | 3 | — | — | — | — | — | 209 | 11 | 750 | 1 |
| At. General con' Carent | 127 | 9 | 7 | — | — | — | — | — | — | — | 127 | 9 |
| Donyng con' Donyng | 1500 | 0 | 0 | — | — | — | — | — | 1718 | 15 | — | — |
| Gerrard con' Lake | 2673 | 0 | 0 | — | — | — | — | — | 300 | 0 | 3210 | 15 |
| Graves con' Bull | 1640 | 0 | 0 | — | — | — | — | — | 227 | 19 | 1114 | 3 |
| Shrimpton c. Cartwright | 2190 | 0 | 0 | — | — | — | 297 | 17 | 368 | 10 | 2427 | 5 |
| Bean con' Gros | 367 | 0 | 0 | — | — | — | — | — | — | — | 379 | 5 |
| Phobert con' Twiss | 1143 | 15 | 0 | — | 12 | 5 | — | — | 1143 | 15 | — | — |
| Smith con' Folke | 500 | 0 | 0 | — | — | — | — | — | 90 | 0 | 523 | 6 |
| Owen con' Poor of Mochroy | 200 | 0 | 0 | — | — | — | — | — | 24 | 0 | 200 | 0 |
| Langston con' Langston | 300 | 0 | 0 | — | — | — | — | — | 490 | 0 | — | — |
| Parker con' Abney | 2000 | 0 | 0 | — | — | — | — | — | 2287 | 9 | — | — |
| Neville con' Neville | 1144 | 19 | 4 | — | — | — | — | — | 174 | 5 | 1312 | 19 |
| Herbert con' Philips | 15 | 7 | 0 | — | — | — | — | — | — | — | 15 | 7 |
| Sutton con' Nightingale | 10945 | 6 | 0 | — | — | — | — | — | 3848 | 1 | 7411 | 12 |
| Barton con' Boardman | 2451 | 12 | 0 | — | — | — | — | — | — | — | 2601 | 9 |
| At. Gen. con' Ailesworth | 12 | 0 | 0 | — | — | — | — | — | — | — | 12 | 0 |
| Staples con' Coleman | 35 | 15 | 7 | — | — | — | — | — | — | — | 35 | 15 |
| Ruslin con' Nutt | 109 | 1 | 0 | — | — | — | — | — | 109 | 1 | — | — |
| Hicks con' Howard | 158 | 0 | 0 | — | — | — | — | — | 21 | 10 | 171 | 2 |
| Green con' Twyford | 125 | 1 | 7 | — | — | — | — | — | — | — | 125 | 1 |

Casselman.

NAMES of the Caulers.

| NAMES of the Caulers. | Sums mentioned in Mr. Dormer's printed Account. | | Increase by Interest omitted in Mr. Dor- mer's Account. | | Increase by Principal omitted in Mr. Dor- mer's Account. | | Decrease, Mr. Dor- mer having over- charged himself. | | Sums of Money paid in discharge of Mr. Dor- mer's Debt. | | Sums now remaining due and stated by the Re- port. | |
|--------------------------|---|----|---|------|--|----|--|----|---|-------|--|----|
| | l. | s. | d. | l. | s. | d. | l. | s. | d. | l. | s. | d. |
| Castleman con' Palmer | 4309 | 9 | 1 | 526 | 17 | 5 | — | — | — | 170 | 7 | 2 |
| Harper con' Caise | 246 | 7 | 10 | — | — | — | — | — | — | — | 4665 | 19 |
| Games con' Warren | 1990 | 0 | 0 | — | — | — | — | — | — | — | 246 | 17 |
| Cope con' Watson | 603 | 1 | 3 | 136 | 4 | 8 | 33 | 10 | 0 | — | 1956 | 10 |
| Nisbet con' Nisbett | 1132 | 9 | 7 | 17 | 17 | 6 | — | — | — | 190 | 19 | 5 |
| Babb con' Bach | 1250 | 0 | 0 | — | — | — | — | — | — | 776 | 7 | 6 |
| Wakeman | 125 | 18 | 6 | — | — | — | — | — | — | 1250 | 0 | 0 |
| Friede con' Churchill | 359 | 9 | 9 | — | — | — | — | — | — | — | — | — |
| Jones con' Jett | 2940 | 11 | 7 | 330 | — | — | — | — | — | 359 | 9 | 9 |
| Drake con' Robinson | 7000 | 0 | 0 | — | — | — | — | — | — | 3278 | 16 | 8 |
| Cecil con' Clarges | 2000 | 0 | 0 | — | — | — | — | — | — | 4832 | 12 | 6 |
| Deumayle con' Deumayle | — | — | — | — | — | — | — | — | — | 2000 | 0 | 0 |
| Hubbard con' Newell | — | — | — | — | — | — | — | — | — | 1420 | 0 | 0 |
| Eldersham con' Moxon | — | — | — | — | — | — | — | — | — | — | — | — |
| Loyd con' Lewis | — | — | — | — | — | — | — | — | — | 100 | 0 | 0 |
| Par con' Egsterly | — | — | — | — | — | — | — | — | — | 50 | 0 | 0 |
| Totals | 50275 | 4 | 11 | 1412 | 1 | 9 | 331 | 7 | 3 | 23750 | 15 | 9 |
| | | | | | | | | | | | 32827 | 2 |

H. EDWARDS.

C. J. M.
18/8/16

